

By request of Rep. Dobberstein, roll call was taken on **HJR 41** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Matushefske, Mears, Miller, Moerschel, Orth, Quillen, Riddagh, Seibel, Smith, Tribbitt, Wright, Mr. Speaker Frederick - 33.

ABSENT: Derrickson, Harkins, Little, Murphy, Poulterer, Weiss - 6.

HJR 41 having received a constitutional majority was declared adopted in the House.

On motion of Rep. Kirk, **SS 1** for **SB 715** with **SA 1** had its final reading and was placed before the House for consideration.

SS 1 for **SB 715** with **SA 1** - An Act to Amend Chapter 259, Volume 58, Laws of Delaware, relating to Safety Equipment required for boats licensed by the State of Delaware.

By request of Rep. Kirk, roll call was taken on **SS 1** for **SB 715** with **SA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Matushefske, Mears, Miller, Moerschel, Orth, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr Speaker Frederick - 35.

ABSENT: Harkins, Little, Murphy, Poulterer - 4.

SS 1 for **SB 715** with **SA 1** having received a constitutional majority was declared passed in the House.

On motion of Rep. Seibel, **SB 603** had its final reading and was placed before the House for consideration.

SB 603 - An Act to Amend Chapter 182, Volume 45, Laws of Delaware, Chapter 217, Volume 47, Laws of Delaware, and Chapter 220, Volume 54, Laws of Delaware, Relating to the Election and Appointment of Certain Town Officers of the Town of Delmar.

By request of Rep. Seibel, roll call was taken on **SB 603** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Matushefske, Mears, Moerschel, Orth, Quillen, Riddagh,

Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

NOT VOTING: Miller - 1.

ABSENT: Harkins, Little, Murphy, Poulterer - 4.

SB 603 having received a 2/3 vote was declared passed in the House.

The House recessed at 5:31 P.M., reconvened at 5:58 P.M.

The Chief Clerk announced that the Senate informed the House it had passed **HB 792**, **HB 803**, **HB 791**, **HB 743**, **HB 695**, **HB 378**, **HB 908**, **HB 700 w/HA 1,2,3, 4,5,6**, **HB 933 w/HA 1**, **HB 891 w/HA 3**, and **HB 682 w/HA 1**.

The following bills were reported out of committee:

Education: **HB 786-6M**; **HJR 42-4F**. Health & Social Services: **SB 703-1F**, **3M**. Natural Resources: **HB 953-4M**. Judiciary: **SB 622-4M**; **SS 1** for **SB 561-1F**, **4M**.

The House recessed to the call of the Chair at 6:03 P.M.

44th LEGISLATIVE DAY - Second Session

June 21, 1972

The Speaker called the House to order at 1:48 P.M. The Majority Leader moved to adjourn at 1:49 P.M., thereby ending the previous legislative day. The House reconvened at 1:49 P.M. There was a prayer by the Rev. Robert P. Whitlock, Senior Minister, United Methodist Church, Dover.

The Speaker led those present in a salute of the flag.

Members present: 38 present.

Absent: Harkins - 1.

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

The following prefiled legislation was introduced:

HA 2 to **HB 957**, introduced by Rep. Poulterer. Placed with bill.

HA 4 to **SB 134**, introduced by Rep. Justice. Placed with bill.

HA 1 to **SB 703**, introduced by Rep. Weiss. Placed with bill.

SB 725 with **SA 1** - An Act to Amend Section 3104 (b), Title 15, Delaware Code, relating to filing fees for primary elections for certain candidates. Introduced by Sen. Castle. Assigned to Judiciary Committee.

SB 736 - An Act to Amend Chapter 277, Volume 49,

Laws of Delaware, as amended, entitled "An Act to Re-incorporate the Town of Laurel" to provide for the appointment of the Chief of Police for an indefinite term. Introduced by Sen. Elliott. Assigned to Community Affairs Committee.

SB 745 with **SA 1** - An Act to Amend Section 8301, Title 11, Delaware Code, to increase the authorized maximum number of state police. Introduced by Sen. Steele. Assigned to Public Safety Committee.

SS 1 for **SB 761** - An Act to Amend Chapter 41, Part IV, Title 15 of the Delaware Code relating to the qualifications of candidates for elective office. Introduced by Sen. duPont. Assigned to Judiciary Committee.

SB 693 - An Act to Amend Chapter 83, Title 29 of the Delaware Code relating to hearings held by the State Board of Pension Trustees, and the subpoenaing by the Board of Witnesses or documents. Introduced by Sen. Steele. Assigned to Appropriations Committee.

SS 1 for **SB 698** - An Act to Amend Chapter 55, Title 29, Delaware Code, entitled "State Employees' Pension Plan" Chapter 83, Title 11, Delaware Code, entitled "State Police Pensions Disability and Death Benefits" Chapter 39, Title 14, Delaware Code, entitled "Teachers' Retirement and Disability Pensions"; and Chapter 56, Title 29, Delaware Code, "Pensions for members of the State Judiciary". Introduced by Sen. Steele. Assigned to Appropriations Committee.

SB 719 with **SA 1** - An Act to Amend Chapter 33, Title 19, Delaware Code, relating to unemployment compensation. Introduced by Sen. Cicione. Assigned to Labor & Commerce Committee.

SB 720 - An Act to Amend Chapter 33, Title 19, Delaware Code, relating to unemployment compensation. Introduced by Sen. Cicione. Assigned to Labor & Commerce Committee.

SB 726 - An Act to Amend Chapter 23, Title 19, Delaware Code, relating to Workmen's Compensation. Introduced by Sen. Cicione. Assigned to Labor & Commerce Committee.

SB 734 - An Act to Amend Chapters 21 and 23, Title 19, Delaware Code, relating to Workmen's Compensation, by changing certain of the administrative and penalty provisions thereof. Introduced by Sen. Cicione. Assigned to Labor & Commerce Committee.

SB 777 - An Act directing the Board of Pension Trustees to conduct a study of the feasibility and the proper funding of a Common Pension Plan to cover all

public employees in the State of Delaware, including County and Municipal employees, but excepting the State Police and Judiciary, and to make recommendations to the 127th General Assembly for appropriate legislative action to create and to finance prudently such a unified system of pension benefits. Introduced by Sen. Steele. Assigned to Appropriations Committee.

SB 778 - An Act directing the Board of Pension Trustees to conduct a review and actuarial valuation of suggested changes in the State Employees Pension Plan and to make recommendations to the 126th General Assembly for appropriate legislative action to improve and to protect the solvency of such a plan. Introduced by Sen. Steele. Assigned to Appropriations Committee.

SA 1 to HB 894, introduced by Sen. Hale. Placed with bill.

SA 2 to HB 894, introduced by Sen. Isaacs. Placed with bill.

SA 3 to HB 894, introduced by Sen. Steele. Placed with bill.

HR 115, introduced by Reps. Moerschel & Gruwell. Speedy Recovery to Pete Haley.

Rep. Murphy asked that a letter from the Archbishop of Philadelphia, Cardinal Krol, be read into the record.

June 13, 1972

The Honorable Joseph R. Murphy
House of Representatives
Legislative Hall
Dover, Delaware 19901

Dear Mr. Murphy:

To the members of the House of Representatives of the State of Delaware, I offer my sincere and appreciative thanks for the passage of **Resolution Number 57** extending warm felicitations to the Men of Malvern as they celebrate the Golden Anniversary of Saint Joseph in-the-Hills Retreat House, Malvern, Pennsylvania.

With prayerful best wishes, I am

Sincerely yours,
John Cardinal Krol
Archbishop of Philadelphia

jm

On motion of Rep. Gruwell, **HR 115** was placed before the House for consideration.

HR 115 - Wishing a Speedy Recovery to Legislative Hall Radio Newsmen, Peter J. "Pete" Haley, Recuperating in Kent General Hospital.

On motion of Rep. Gruwell, **HR 115** was considered and adopted by voice vote.

On motion of Rep. Billingsley, **HB 894** had its final reading and was placed before the House for consideration.

HB 894 - An Act to Amend Title 24 of the Delaware Code Relating to Professional Engineers and Land Surveyors; Separating Regulations Concerning Professional Engineers from Regulations Concerning Professional Land Surveyors; and Providing for a Delaware Professional Engineers' Act.

By request of Rep. Billingsley, **HB 894** with amendments was placed on the Speaker's table pending later consideration.

The House recessed at 1:55 P.M., reconvened at 7:18 P.M.

The following bills were reported out of committee:

Community Affairs: **HB 951-4M**. Public Safety: **SS 1** for **SB 681-2F, 2M**; **SB 745-2F, 2M**.

HA 5 to **HS 1** for **HB 676** was introduced by Rep. Hearn. Placed with bill.

HA 6 to **HS 1** for **HB 676** was introduced by Rep. Leshner. Placed with bill.

HA 7 to **SS 1** for **SB 356** was introduced by Rep. Hering. Placed with bill.

HA 8 to **SS 1** for **SB 356** was introduced by Rep. Weiss. Placed with bill.

On motion of Rep. Billingsley, **SB 577** was lifted from the Speaker's table and placed before the House for consideration.

SB 577 - An Act to Amend Chapter 20, Title 30, Delaware Code, Relating to the Neighborhood Assistance Act.

By request of Rep. Billingsley, roll call was taken on **SB 577** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Jarvis, Johnson, Justice, Kirk, Leshner, Little, Moerschel, Murphy, Poulterer, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 27.

NOT VOTING: Derrickson, Hering - 2.

ABSENT: Dillman, Harkins, Jonkiert, Knox, Matu-

sheske, Mears, Miller, Orth, Quillen, Riddagh - 10.
SB 577 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **SB 755** had its final reading and was placed before the House for consideration.

SB 755 - An Act to Amend Chapter 6 of Title 29, Delaware Code relating to Staggered Senatorial Districts.

HA 1 was introduced by Rep. Little. Placed with bill. On motion of Rep. Little, voice vote was taken which was not clear. Mr. Speaker requested a roll call on **HA 1**. On motion of Rep. Little, roll call on **HA 1** was tabled. By request of Rep. Hering, **SB 755** was deferred for later action.

On motion of Rep. Derrickson, roll call was lifted on **HB 797**. On further motion of Rep. Derrickson, roll call on **HB 797** was rescinded.

HB 797 - An Act to Authorize and Direct the Transfer of Certain State Properties.

HA 2 was introduced by Rep. Derrickson. Placed with bill. After much discussion, Rep. Derrickson moved to place **HB 797** with amendments on the Speaker's table.

On motion of Rep. Justice, **HB 845** had its final reading and was placed before the House for consideration.

HB 845 - An Act to Amend Title 11 of the Delaware Code relating to the Issuance of Worthless Checks.

On motion of Rep. Justice, roll call on **HB 845** was taken and tabled.

Rep. Jarvis made note that two House members of the Minority Party are seeking both the offices of Governor and Lt. Governor, thus making history in the State of Delaware.

On motion of Rep. Jarvis, **HJR 38** was placed before the House for consideration.

HJR 38 - Providing that All Agencies of the State of Delaware give Deliberate Attention to the Needs of Mentally Retarded Persons.

By request of Rep. Jarvis, roll call was taken on **HJR 38** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dobberstein, Gordy, Gruwel, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matusheske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

ABSENT: Dillman, Harkins, Quillen - 3.

HJR 38, having received a constitutional majority was declared adopted in the House.

On motion of Rep. Little, **HB 479** had its final reading and was placed before the House for consideration.

HB 479 - An Act to Amend Chapter 49, Title 10, Delaware Code, by Exempting Wages from Attachment, Execution or Other Places.

Rep. Little requested that a letter from Mr. Robt. Sauscermen, UAW, be read into the record.

June 20, 1972

Representative Thomas L. Little
Chairman, House Labor and Commerce
Committee
Legislative Hall
Dover, Delaware

Sir:

We in UAW strongly support **H.B. #479**.

There are at present two states that have such a law:

1. **Texas** - General Exemptions - Current wages are not subject to garnishment. (Art. 16, Sec. 28, Texas Constitution of 1876; and Civil Statutes, Art. 4099)
2. **Florida** - General Exemptions - Head of Resident Family: 100% of wages for personal labor and services. (Sec. 222.11)

Such a law would not strain management and employee relations, for this does represent an inconvenience and cost factor to the company.

It is also a deterrent against heavy credit purchasing. This will also cause the retailer or wholesaler to be more cautious in extending credit and demand better collateral.

In states where this bill is in effect, bankruptcy filings have dropped considerably; thus, less loss to the merchant.

Also, a vast majority of these claims may be handled by the lower courts. This would taper off considerably as the bill takes effect.

The 126th General Assembly has been very conscious of their responsibility and have enacted legislation on garnishment to protect the employee. For this we are very grateful. But as long as garnishment remains, there will be that feeling on the part of management which

poses a threat to the employee's job. An employee may very easily lose his job for reasons other than garnishment, though, this may be the contributing factor.

This is not an attempt to help any person or persons to avoid paying just debts. There are many causes for garnishment, some justified, some as a result of some hardship beyond the control of the individual.

We feel these transactions should be resolved between the purchaser and creditor, whoever it may be.

This would remove the cost and inconvenience to the company and save the employee any embarrassment that may arise and possibly loss of his job.

Your support for this legislation and that of your colleagues would be greatly appreciated.

Respectfully,
Robert F. Sauscermen
Region 8, UAW International

On motion of Rep. Little, **HB 479** was placed on the Speaker's table for an amendment.

On motion of Rep. Connor, **HJR 42** was placed before the House for consideration.

HJR 42 - Praising and Congratulating Charles E. Smith, the Only Principal in the History of William Penn High School, New Castle, as He Retires after Forty-four Years on the New Castle Educational Scene.

By request of Rep. Connor, roll call was taken on **HJR 42** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dobberstein, Derrickson, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 35.

ABSENT: Dillman, Harkins, Moerschel, Quillen - 4.

HJR 42 having received a constitutional majority was declared adopted in the House.

On motion of Rep. Hering, **SB 622** had its final reading and was placed before the House for consideration.

SB 622 - An Act to Amend An Act Entitled "An Act to Incorporate the Artisan's Savings Bank" by Changing the Word "Managers" to "Directors"; by Changing the Word "Dividends" to "Interest"; by Providing for the Number and Method of Election of Directors;

by Providing for the Designation and Powers of Committees and for the Election of Officers; and by Giving the Directors Power to Make By-Laws for the Corporation.

By request of Rep. Hering, roll call was taken on **SB 622** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gruwel, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NOT VOTING: Miller - 1.

ABSENT: Gordy, Harkins - 2.

SB 622 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Heckert, **SB 582** had its final reading and was placed before the House for consideration.

SB 582 - An Act Adding a New Chapter to Title 14, Delaware Code Entitled "Utilization of Educational Facilities".

Rep. Heckert requested privilege of the floor for Sen. Manning, sponsor of **SB 582**, to give an explanation of the bill. By request of Rep. Heckert, roll call on **SB 582** was taken. On motion of Rep. Heckert, roll call was tabled.

Rep. Tribbitt requested that the sponsor of **HB 917** have representatives from the Department of Highways on hand to discuss the bill when it is brought before the members of the House. Rep. Murphy had deferred **HB 917** until the next legislative day, Thursday, June 22.

Rep. Harkins marked present.

On motion of Rep. Leshner, **HS 1** for **HB 676** had its final reading and was placed before the House for consideration.

HS 1 for **HB 676** - An Act Making Appropriations for the Expense of the State Government for the Fiscal Year Ending June 30, 1973.

HA 1 was introduced by Rep. Miller. Rep. Miller asked an opinion on his amendment from a House attorney. Mr. John Rich rendered the opinion that **HA 1** would accomplish what Rep. Miller had intended, i.e., a change in the wording, not dollar amount. Rep. Leshner moved to table **HA 1** to **HS 1** for **HB 676**. By request of Rep. Miller, roll call was taken on the

motion to table **HA 1** and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Mr. Speaker Frederick - 21.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Justice, Mears, Miller, Orth, Smith, Tribbitt, Weiss, Wright - 17.

ABSENT: Matushefske - 1.

Roll call revealed, **HA 1** was tabled.

On motion of Rep. Justice, **HA 2** to **HS 1** for **HB 676** was stricken.

On motion of Rep. Derrickson, **HA 3** to **HS 1** for **HB 676** was stricken.

On motion of Rep. Miller, **HA 4** to **HS 1** for **HB 676** was stricken.

HA 5 to **HS 1** for **HB 676** was introduced by Rep. Hearn. Rep. Leshner moved to table **HA 5**. By request of Rep. Hearn, roll call was taken on the motion to table **HA 5** and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 22.

NAYS: Boulden, Clendaniel, Cordrey, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Mears, Miller, Smith, Tribbitt, Wright - 13.

NOT VOTING: Gordy - 1.

ABSENT: Justice, Matushefske, Orth - 3.

Roll call revealed, **HA 5** was tabled.

HA 6 was introduced by Rep. Leshner. By request of Rep. Leshner, roll call was taken on **HA 6** and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

NAYS: Boulden, Clendaniel, Cordrey, Harrington, Hearn, Smith, Tribbitt - 7.

NOT VOTING: Gordy, Gruwell, Johnson, Jonkiert, Mears, Miller, Orth, Wright - 8.

ABSENT: Matushefske - 1.

HA 6 having received a constitutional majority

was declared passed in the House.

HA 7 was introduced by Rep. Moerschel. Rep. Leshar moved to table **HA 7**. By request of Rep. Moerschel, roll call was taken on the motion to table **HA 7** and revealed:

YEAS: Berndt, Connor, Derrickson, Dillman, Harkins, Heckert, Jarvis, Justice, Kirk, Knox, Leshar, Little, Poulterer, Seibel, Weiss, Mr. Speaker Frederick - 16.

NAYS: Billingsley, Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Hering, Johnson, Jonkiert, Matushefske, Mears, Miller, Moerschel, Orth, Quillen, Smith, Tribbitt - 19.

NOT VOTING: Dobberstein, Murphy, Riddagh, Wright - 4.

Roll call revealed, the motion to table **HA 7** was declared lost in the House.

By request of Rep. Moerschel, roll call was taken on **HA 7** and revealed:

YEAS: Boulden, Clendaniel, Gruwell, Hearn, Hering, Jonkiert, Mears, Miller, Moerschel, Quillen, Riddagh - 11.

NAYS: Berndt, Billingsley, Connor, Cordrey, Derrickson, Dillman, Harkins, Harrington, Heckert, Jarvis, Justice, Kirk, Knox, Leshar, Little, Matushefske, Murphy, Orth, Poulterer, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 25.

NOT VOTING: Dobberstein, Gordy, Johnson - 3.

HA 7 not having received a constitutional majority was declared defeated in the House.

Rep. Tribbitt noted the budget bill totalled \$290,898,571.00. The Governor had, in January, estimated an income of \$290,000,000.00. He asked if a more recent estimate had been officially submitted to the House members. Rep. Leshar responded that there had been a letter from the Governor dated June 20, 1972 with a revised estimated income of \$298.2. Rep. Tribbitt requested that this letter be made part of the House record. Rep. Leshar so moved.

June 20, 1972

Members of the 126th
General Assembly
Dover, Delaware

In order to help in your consideration of budget

matters for Fiscal Year 1973, I am herewith sending you the latest revenue estimate developed by the Governor's Economic Advisory Council at their meeting on June 19, 1972.

For Fiscal Year 1973 (In Millions)

Income Taxes & Penalties	\$107.0
Franchise Taxes & Penalties	48.0
Corporation Income Taxes	19.0
Motor Fuel Tax	24.5
Motor Vehicle Registration	10.7
Paramutuel Sales & Admissions	8.8
Alcoholic Beverages Taxes	5.4
Cigaret Taxes	12.3
Inheritance & Estate Taxes	4.1
Insurance Taxes	4.5
Licenses	12.0
Real Estate Transfer Taxes	4.8
Utilities Taxes	8.4
Fee Collections (Department of State)	3.7
Other	25.0
TOTAL	\$298.2

Sincerely,
Russell W. Peterson
Governor

By request of Rep. Leshner, roll call was taken on HS 1 for HB 676 w/HA 6 and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

NAYS: Clendaniel, Gruwell, Harrington, Miller, Orth, Smith, Tribbitt - 7.

NOT VOTING: Boulden, Cordrey, Gordy, Hearn, Johnson, Jonkiert, Matushefske, Mears, Wright - 9.

HA 1 for HB 676 w/HA 6 having received a constitutional majority was declared passed in the House.

On motion of Rep. Justice, roll call on HB 845 was lifted and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gruwell, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel.

Smith, Weiss, Mr. Speaker Frederick - 31.

NAYS: Harrington - 1.

NOT VOTING: Gordy, Hearn, Johnson, Jonkiert, Miller, Tribbitt, Wright - 7.

HB 845 having received a 2/3 vote was declared passed in the House.

Rep. Justice announced that the final draft of the Code of Ethics Bill will be pre-filed tomorrow, June 22.

The following bills were reported out of committee:

Education: **HB 912-2F**, 2M. Judiciary: **HB 693-2F**, 3M; **HB 733-5M**; **HB 763-5M**; **HB 918-5M**; **SB 624-2F**, 2M; **SS 1** for **SB 627-5M**. Labor & Commerce: **HB 840-4M**; **HB 907-4M**.

The House recessed to the call of the Chair at 10:25 P.M.

45th LEGISLATIVE DAY - Second Session

June 22, 1972

The Speaker called the House to order at 2:04 P.M. The Majority Leader moved to adjourn at 2:05 P.M., thereby ending the previous legislative day. The House reconvened at 2:05 P.M. There was a prayer by Rep. Dobberstein.

The Speaker led those present in a salute of the flag.

Members present: All members present.

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

The following prefiled legislation was introduced:

HB 960 - An Act to Amend Title 4, Delaware Code, to require all distilleries or manufacturers of alcoholic liquors to affirm that the bottle and case price of all alcoholic liquors, excluding beer and wine, sold by them to Delaware importers shall be no higher than the lowest price at which such items are being sold by them to any wholesalers, or states operating retail liquor stores, anywhere in the United States and to require the filing annually, and upon demand, by such manufacturers or distilleries of schedules of such prices being charged Delaware importers. Introduced by Reps. Billingsley & Matushefske. Assigned to Revenue & Finance Committee.

HB 961 - An Act making a supplementary appropriation to the New Castle County Vocational-Technical Center, to the Kent County Vocational-Technical Center and to the Sussex County Vocational-Technical Center in the amounts of \$7,840, \$13,440, and \$8,960,

respectively. Introduced by Rep. Heckert. Assigned to Appropriations Committee.

HS 1 for HB 816 - An Act to Amend Title 29, Delaware Code, by adding a new Chapter 8 creating a Joint Ethics Committee of the General Assembly; establishing duties and prescribing administrative procedures of the committee and requiring disclosure statements for legislators. Introduced by Reps. Justice, Derrickson, Weiss, Gruwell, Wright, Harrington. Assigned to House Administration Committee.

HA 2 to HB 605, introduced by Rep. Connor. Placed with bill.

HA 14 to HB 750, introduced by Rep. Derrickson. Placed with bill.

HA 15 to HB 750, introduced by Rep. Derrickson. Placed with bill.

HA 3 to HB 797, introduced by Rep. Derrickson. Placed with bill.

HA 4 to HB 797, introduced by Rep. Clendaniel. Placed with bill.

HA 1 to HB 806, introduced by Rep. Hearn. Placed with bill.

HA 1 to HB 907, introduced by Rep. Dillman. Placed with bill.

HA 3 to HB 917, introduced by Rep. Dobberstein. Placed with bill.

HA 4 to HB 917, introduced by Rep. Dobberstein. Placed with bill.

HA 3 to HB 957, introduced by Rep. Heckert. Placed with bill.

HA 4 to HB 957, introduced by Rep. Poulterer, Knox. Placed with bill.

HA 1 to HB 959, introduced by Rep. Justice. Placed with bill.

HA 1 to SB 435, introduced by Rep. Billingsley. Placed with bill.

HA 1 to SS 1 for SB 561, introduced by Rep. Moerschel. Placed with bill.

HA 2 to SB 703, introduced by Rep. Weiss. Placed with bill.

HR 116 - Speedy recovery to Rita Justice. Introduced by Rep. Connor.

SB 328 - An Act to Amend Chapter 4, Title 24 of the Delaware Code relating to barbers and barber schools. Introduced by Sen. Cicione. Assigned to Community Affairs Committee.

SA 1 to SB 328, introduced by Sen. Cicione. Placed

with bill.

SB 639 - An Act to Amend Chapter 11, Title 7, Delaware Code, relating to the use of proceeds derived from the sale of Delaware Trout Fishing Stamps. Introduced by Sen. Isaacs. Assigned to Natural Resources Committee.

SB 728 - An Act to Amend Chapter 33, Title 19, Delaware Code, relating to unemployment compensation, and making a supplemental appropriation to the contingency fund. Introduced by Sen. Cicione. Assigned to Appropriations Committee.

SA 1 to SB 728, introduced by Sen. Cicione. Placed with bill.

SA 2 to SB 728, introduced by Sen. Cicione. Placed with bill.

SS 1 for SB 732 - An Act to Amend Titles 17 and 7, Delaware Code, to transfer beach erosion control from the Dept. of Highways and Transportation to the Dept. of Natural Resources and Environmental Control; to provide penalties for damaging of beaches and to authorize the Secretary of Natural Resources and Environmental Control to issue cease and desist orders to prevent such damage; to authorize the issuance of bonds to finance a revolving fund to combat beach erosion and pledging the full faith and credit of the State therefor; and to make a supplemental appropriation. Introduced by Sen. Hickman (Rep. Derrickson). Assigned to Natural Resources Committee.

SB 735 - An Act to Amend Chapter 33, Title 19, Delaware Code, relating to Unemployment Compensation. Introduced by Sen. Cicione. Assigned to Labor & Commerce Committee.

SA 1 to SB 735, introduced by Sen. Cicione. Placed with bill.

SB 743 - An Act Amending Chapters 31 and 33, Title 19, Delaware Code, providing for omnibus amendments and corrections relating to the Department of Labor. Introduced by Sen. Cicione. Assigned to Labor & Commerce Committee.

SB 766 - An Act to Amend Chapter 52, Title 30, Delaware Code, relating to Motor Carriers Fuel Purchase Law. Introduced by Sen. Elliott. Assigned to Revenue & Finance Committee.

SCR 62 - Commending Citizens of the American Legion 1972 Boys State for their participation in a uniquely educational experience. Introduced by Sen. Cicione.

The Chief Clerk announced that the Senate informed the House it had passed **HB 624 w/HA 1**, **HB 267 w/HA 1**, **HB 726 w/HA 2**, **HB 385 w/HA 1,2**, **HB 753 w/HA 1**; and that **HB 801 w/HA 1** had lost in the Senate.

On motion of Rep. Connor, **HR 116** was placed before the House for consideration.

HR 116 - Wishing a Speedy Recovery to Bowling Champion Rita Justice upon undergoing foot surgery.

On motion of Rep. Connor, **HR 116** was considered and adopted by voice vote.

On motion of Rep. Jarvis, **SCR 62** was placed before the House for consideration.

SCR 62 - Commending the Citizens of the American Legion 1972 Boys State for their participation in a uniquely educational experience.

On motion of Rep. Jarvis, **SCR 62** was considered and adopted by voice vote.

On motion of Rep. Billingsley, **HB 894 w/HA 1 & SA 1,2,3** had its final reading and was placed before the House for consideration.

HB 894 - An Act to Amend Title 24 of the Delaware Code relating to Professional Engineers and Land Surveyors; Separating Regulations Concerning Professional Engineers from Regulations Concerning Professional Land Surveyors; and Providing for a Delaware Professional Engineers' Act.

By request of Rep. Billingsley, roll call was taken on **HB 894 w/HA 1 & SA 1,2,3** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Leshar, Matushefske, Mears, Miller, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

ABSENT: Harkins, Knox, Little, Murphy, Orth - 5.

HB 894 w/HA 1 & SA 1,2,3 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **SS 1** for **SB 356** had its final reading and was placed before the House for consideration.

SS 1 for **SB 356** - An Act Relating to the General Revision of the Criminal Law of this State by Amending Part 1, Title 11, Delaware Code, entitled "Crimes and Criminal Procedure"; by a General Revision of that part to be effected by Repealing that part in its entirety and Substituting therefore a New Part; and further, to

Amend Parts II and III, Title 11, Delaware Code, relating to Criminal Procedure particularly Chapters 19, 27, 29, 35, 37, 39, 43, 37 and 59.

HA 1 was introduced by Rep. Weiss. Placed with bill.

HA 2 was introduced by Rep. Weiss. Placed with bill.

HA 3 was introduced by Rep. Weiss. Placed with bill.

HA 4 was introduced by Rep. Weiss. Placed with bill.

HA 5 was introduced by Rep. Weiss. Placed with bill.

HA 6 was introduced by Rep. Riddagh. Placed with bill.

HA 7 was introduced by Rep. Hering. Placed with bill.

HA 8 was introduced by Rep. Weiss. Placed with bill.

Rep. Hering requested privilege of the floor for Attorney General W. Laird Stabler and Deputy Attorney General Jerome O. Herlihy. After much discussion, additional amendments were introduced. A short recess was called for additional amendments to be distributed, and to allow the Attorney General and his Deputy sufficient time to peruse them.

The House recessed at 3:53 P.M., reconvened at 4:13 P.M.

HA 9 was introduced by Rep. Riddagh. Placed with bill.

HA 10 was introduced by Rep. Riddagh. Placed with bill.

HA 11 was introduced by Rep. Riddagh. Placed with bill.

HA 12 was introduced by Rep. Jonkiert. Placed with bill.

HA 13 was introduced by Rep. Heckert. Placed with bill.

HA 14 was introduced by Rep. Hering. Placed with bill.

HA 15 was introduced by Rep. Riddagh. Placed with bill.

HA 16 was introduced by Rep. Riddagh. Placed with bill.

HA 17 was introduced by Rep. Riddagh. Placed with bill.

HA 18 was introduced by Rep. Riddagh. Placed with bill.

HA 19 was introduced by Rep. Justice. Placed with bill.

HA 20 was introduced by Rep. Mears. Placed with bill.

On motion of Rep. Weiss, HA 1 was stricken.

By request of Rep. Weiss, roll call was taken on HA 2 and revealed:

YEAS: Connor, Harkins, Johnson, Hering, Justice, Knox, Little. Miller. Orth. Poulterer, Seibel, Tribbitt,

Weiss, Wright - 14.

NAYS: Berndt, Billingsley, Boulden, Clendaniel, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Jarvis, Jonkiert, Kirk, Matushefske, Mears, Moerschel, Quillen, Ridgagh, Smith, Mr. Speaker Frederick - 23.

ABSENT: Leshner, Murphy - 2.

HA 2 not having received a constitutional majority was declared defeated in the House.

Rep. Justice requested that a letter from church leaders re: the Criminal Code, and a letter from Mr. Robert B. Moore, General Presbyter for the New Castle Presbytery be made part of the House records.

STATEMENT OF CHURCH LEADERS ON PENDING CRIMINAL CODE BILL:

We have reviewed some of the provisions of the criminal code bill pending before the state House of Representatives. We believe injustices may be done unless the bill is modified at several points, and we appeal to the House of Representatives not to act precipitously.

We recognize that legislation of this sort has been considered over a period of several years, but for this reason we hope that a hasty passage will be avoided now in order to allow for hearings on possible amendments to this specific bill.

We are particularly concerned that amendments be adopted which prevent removal from the jurisdiction of Family Court any 16 or 17 year old child, regardless of the crime. We are also concerned that the provisions dealing with riot and rioters be rewritten, as well as other sections which are unduly harsh and where the language is vague. We are opposed to the provision calling for mandatory sentences, thereby taking away from the judge the right to be humane in certain cases by using his discretion in sentencing.

We believe Delaware should have a criminal code that is careful, just and humane. With proper amendments, this bill will help us along toward that goal.

Rev. Robert B. Moore

New Castle Presbytery

United Presbyterian Church, U.S.A.

Most Rev. William A. Mead

Episcopal Diocese of Delaware

Rev. Howell O. Wilkins

Wilmington District

United Methodist Church
 Msgr. Thomas J. Reese
 Catholic Social Services
 Rev. W. Kenneth Hoover
 First Christian Church
 Most Rev. Thomas J. Mardaga
 Bishop of Diocese of Wilmington
 Roman Catholic Church
 June 21, 1972
 w

June 21, 1972

TO THE MEMBERS OF THE DELAWARE HOUSE OF
 REPRESENTATIVES

Dear Sir:

New Castle Presbytery, representing all the Presbyterian Churches in the State of Delaware, took the following action at its meeting in Newark, Delaware, June 20, 1972:

"Moved that New Castle Presbytery register its opposition to the Criminal Code Bill presently pending before the Delaware House of Representatives and call upon the House to hold extensive hearings on the bill at which experts in the field and citizens - particularly those from minority groups - will be permitted to testify, and to amend the bill so as to remove harsh and punitive provisions and make the Delaware Criminal Code a model for progressive legislation in the field.

And that this position be communicated to each legislator, the Governor, and the news media."

We recognize that legislation of this sort has been considered over a period of several years, but for this reason we hope that a hasty passage will be avoided now in order to allow for hearings on possible amendments to this specific bill.

We particularly are concerned that amendments be adopted to remove or change the following aspects of the bill: a) provisions removing children of 16 and 17 from the jurisdiction of the Family Court (for certain crimes); b) provisions dealing with riot and rioters; c) harsh provisions for relatively minor infractions; d) mandatory and unduly long sentences; e) providing the death penalty for certain crimes; and

f) clarification of vague language in certain parts of the bill which now invites misinterpretation.

We believe Delaware should have a criminal code that is careful, just and humane. With proper amendments this will help us along toward that goal.

Very truly yours,
Robert B. Moore, General Presbyter
for New Castle Presbytery

RBM/w

The House recessed at 5:28 P.M., reconvened at 7:45 P.M.

HA 21 was introduced by Rep. Wright and Rep. Jonkiert. Placed with bill.

HA 22 was introduced by Rep. Weiss. Placed with bill.

HA 23 was introduced by Rep. Mears. Placed with bill.

HA 24 was introduced by Rep. Justice. Placed with bill.

Rep. Murphy was marked present.

On motion of Rep. Gruwell, HCR 60 was placed before the House for consideration.

HCR 60 - Expressing Profound Sympathy Concerning the Death of Dennis J. Hurley, a City of Dover Employee Accidentally Killed as a Result of the Tropical Storm Agnes.

WHEREAS, the members of the 126th General Assembly have learned with deep regret of the accidental death of Dennis J. Hurley, an equipment operator with the City of Dover; and

WHEREAS, Dennis J. Hurley of Little Creek, Delaware, age twenty-nine, was a heavy equipment operator with the City of Dover for the last seven years; and

WHEREAS, Dennis J. Hurley was accidentally killed by a fallen tree on Kings Highway immediately across from the Governor's Mansion on June 22, 1972; and

WHEREAS, Dennis J. Hurley was highly respected and liked by his fellow colleagues and friends.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 126th General Assembly of the State of Delaware, the Senate concurring therein, that sincere and heartfelt condolences be hereby extended to the family of Dennis J. Hurley.

BE IT FURTHER RESOLVED that the text of this resolution be entered into the Journals of both the Senate and House of Representatives of the 126th Gen-

eral Assembly, and that a copy be forwarded to the mother of Dennis J. Hurley, Mrs. Franklin Hurley, Little Creek, Delaware.

On motion of Rep. Gruwell, **HCR 60** was considered and adopted by voice vote.

Rep. Hering, noting that numerous amendments had been placed with the bill since discussion had begun, requested that **SS 1** for **SB 356** be laid aside for a few days to allow the members time to study them. **SS 1** for **SB 356** was placed on the Speaker's table.

On motion of Rep. Heckert, roll call on **SB 582** was lifted from the table. On further motion of Rep. Heckert, roll call on **SB 582** was rescinded.

SB 582 - An Act Adding a New Chapter to Title 14, Delaware Code entitled "Utilization of Educational Facilities."

HA 1 was introduced by Rep. Billingsley. Placed with bill. On motion of Rep. Billingsley, **HA 1** was considered and adopted by voice vote. By request of Rep. Heckert, roll call was taken on **SB 582 w/HA 1**. On motion of Rep. Heckert, roll call on **SB 582 w/HA 1** was tabled.

On motion of Rep. Weiss, **SB 703** had its final reading and was placed before the House for consideration.

SB 703 - An Act to Amend Chapter 28, Part II, Title 31 of the Delaware Code relating to the Delaware Home and Hospital for the Chronically Ill at Smyrna and changing certain requirements pertaining to residency, liens against the estate of inmates and other aspects of admission to and operation of the Home.

HA 1 was introduced by Rep. Weiss. Placed with bill. On motion of Rep. Weiss, **HA 1** was considered and adopted by voice vote. Rep. Weiss requested privilege of the floor for Mr. Harry Camper, Chief, Bureau of Planning, Department of Health & Social Services.

HA 2 was introduced by Rep. Weiss. Placed with bill. On motion of Rep. Weiss, **HA 2** was considered and adopted by voice vote.

Rep. Weiss again requested privilege of the floor for Mr. Camper, who answered questions on the bill, as amended. By request of Rep. Weiss, roll call was taken on **SB 703 w/SA 1,2 & HA 1,2** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Knox, Leshner, Matushefske, Mears, Miller, Moerschel, Poulterer, Riddagh, Seibel,

Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 33.

NAYS: Quillen - 1.

NOT VOTING: Kirk - 1.

ABSENT: Harrington, Little, Murphy, Orth - 4.

SB 703 w/SA 1,2 & HA 1,2 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **HB 764** had its final reading and was placed before the House for consideration.

HB 764 - An Act to Aid Veterans' Organizations by making an Appropriation therefor.

By request of Rep. Leshner roll call was taken on **HB 764** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Justice, Jonkiert, Kirk, Knox, Leshner, Matushefske, Mears, Miller, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 35.

ABSENT: Harrington, Little, Murphy, Orth - 4.

HB 764 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Leshner, **HB 765** had its final reading and was placed before the House for consideration.

HB 765 - An Act to Aid Certain Civic Organizations which Maintain Emergency Vehicles by making Appropriations therefor.

By request of Rep. Leshner, roll call was taken on **HB 765** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Matushefske, Miller, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

ABSENT: Harrington, Little, Mears, Moerschel, Murphy - 5.

HB 765 having received a 3/4 vote, was declared passed in the House.

On motion of Rep. Leshner, **HB 767** had its final reading and was placed before the House for consideration.

HB 767 - An Act Relating to Education of the Citizens of Delaware by making an Appropriation to the "Delaware State Fair, Inc."

HA 1 was introduced by Rep. Gruwell. Placed with

bill. Rep. Quillen moved to defer the vote on the bill. Rep. Gruwell asked that Rep. Quillen withdraw his motion. Rep. Quillen withdrew his motion. Rep. Gruwell requested adoption by voice vote. By request of Rep. Leshner, roll call was taken on **HA 1** and revealed:

YEAS: Boulden, Clendaniel, Cordrey, Dobberstein, Gordy, Gruwell, Hearn, Johnson, Jonkiert. Matushefssek, Miller, Smith, Tribbitt, Wright - 14.

NAYS: Knox, Leshner, Mr. Speaker Frederick - 3.

NOT VOTING: Berndt, Billingsley, Connor, Derrickson, Dillman, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Little, Mears, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss - 20.

ABSENT: Harrington, Orth - 2.

HA 1 not having received a constitutional majority was declared defeated in the House.

By request of Rep. Leshner, roll call was taken on **HB 767** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NOT VOTING: Murphy - 1.

ABSENT: Harrington, Orth - 2.

HB 767 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Leshner, **HB 768** had its final reading and was placed before the House for consideration.

HB 768 - An Act relating to Education of the Citizens of Delaware by making an Appropriation to Delaware Safety Council, Inc., engaged in Educating the People of this State.

By request of Rep. Leshner, roll call was taken on **HB 768** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Harrington, Orth - 2.

HB 768 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Leshner, **HB 769** had its final reading and was placed before the House for consideration.

HB 769 - An Act relating to Education of the Citizens of Delaware by making an Appropriation to WHY, Inc., engaged in Educating the People of this State.

By request of Rep. Leshner, roll call was taken on **HB 769** and revealed:

YEAS: Berndt, Billingsley, Boulden, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

NAYS: Clendaniel, Harkins, Smith - 3.

ABSENT: Harrington, Orth - 2.

HB 769 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Leshner, **HB 770** had its final reading and was placed before the House for consideration.

HB 770 - An Act making an Appropriation to Big Brothers Association of Northern Delaware, Inc.

By request of Rep. Leshner, roll call was taken on **HB 770** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Matushefske, Little, Mears, Miller, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Harrington, Orth - 2.

HB 770 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Leshner, **HB 772** had its final reading and was placed before the House for consideration.

HB 772 - An Act to Aid Organizations Maintaining Residential Facilities by making Appropriations thereto.

By request of Rep. Leshner, roll call was taken on **HB 772** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Harrington, Orth - 2.

HB 772 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Leshner, **HB 771** had its final reading and was placed before the House for consideration.

HB 771 - An Act making a Supplementary Appropriation to Diamond State Youth, Inc.

Rep. Weiss requested that **HB 771** be deferred until the next legislative day so that someone from Boys Home could be on hand to discuss the bill. Rep. Leshner deferred **HB 771** until the next legislative day.

On motion of Rep. Hering, **SB 624** had its final reading and was placed before the House for consideration.

SB 624 - An Act to Amend Chapter 21, Part III, Title 12 of the Delaware Code, relating to Limitations on Debts and Claims Against Decedents' Estates.

By request of Rep. Hering, roll call was taken on **SB 624** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NOT VOTING: Miller - 1.

ABSENT: Harrington, Orth - 2.

SB 624 having received a constitutional majority was declared passed in the House.

On motion of Rep. Billingsley, **SB 664** had its final reading and was placed before the House for consideration.

SB 664 - An Act to Amend Title 29, Delaware Code, Charters 63 and 65 to Require all State Departments and State Agencies and Divisions thereof, the Budget Director, the Governor and the General Assembly to Include and Report in any and all Budgetary or Appropriation requests or bills an Appropriate Amount to Cover other Employment Costs ("Fringe Benefits") and to Require State Departments and Agencies to Receive Reimbursement for the Full Cost of Goods and Services Provided to Others.

Rep. Justice requested that Rep. Billingsley defer for an amendment now being prepared. Rep. Billingsley laid **SB 664** on the Speaker's table.

On motion of Rep. Quillen, **HB 953** had its final read-

ing and was placed before the House for consideration.

HB 953 - An Act to Amend Title 7, Delaware Code, Chapter 25, relating to Lobsters.

By request of Rep. Quillen, roll call was taken on **HB 953** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniél, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Jarvis, Hering, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NOT VOTING: Heckert - 1.

ABSENT: Harrington, Orth - 2.

HB 953 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Smith **HB 951** was given a final reading and placed before the House for consideration.

HB 951 - An Act to Amend Chapter 264, Volume 52, Laws of Delaware, entitled "An Act to Reincorporate the Town of Magnolia".

By request of Rep. Smith roll call on **HB 951** was taken and revealed as follows:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Tribbitt, Weiss, Wright, Mr. Speaker - 36.

ABSENT: Harrington, Miller, Orth - 3.

HB 951 having received a 2/3 majority was declared passed in the House.

The following bills were reported out of committees:

Appropriations: **HB 605-4M; HB 783-1F, 3M; HB 842-1F, 4M; HB 921-1F, 3M; HB 943-1F, 3M; HB 959-1F, 3M; SB 604-2M, 2U; SB 609-4M; SB 750-4M; SB 756-1F, 3M; SB 777-2F, 2M; SB 778-4M.** Education: **SB 677-5M; SB 525-4M.** Environmental Control: **HB 925-6M.** House Administration: **HB 854-1F, 5M.** Public Safety: **SB 435-4M; SS 1 for SB 375-4M; SB 615-4M.** Revenue & Finance: **HB 960-1F, 4M; Judiciary: SB 725-5M; SS 1 for SB 761-4M.**

The House recessed to the call of the Chair at 9:38 P.M.

46th LEGISLATIVE DAY - Second Session

June 27, 1972

The Speaker called the House to order at 1:45 P.M. The Majority Leader moved to adjourn at 1:46 P.M., thereby ending the previous legislative day. The House reconvened at 1:46 P.M. There was a prayer by Rep. Riddagh.

The Speaker led those present in a salute to the flag. All members present.

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

The following prefiled legislation was introduced:

HB 962 - An Act making a supplemental appropriation to the Revenue Study Commission. Introduced by Rep. Jarvis. Assigned to Appropriations Committee.

HA 6 to **HB 207**, introduced by Rep. Jarvis. Placed with bill.

HA 16 to **HB 750**, introduced by Rep. Seibel. Placed with bill.

HA 1 to **HS 1** for **HB 816**, introduced by Rep. Billingsley. Placed with bill.

HA 1 to **HB 854**, introduced by Rep. Hering. Placed with bill.

HA 1 to **HB 912**, introduced by Rep. Heckert. Placed with bill.

HA 5 to **HB 917**, introduced by Rep. Murphy. Placed with bill.

HA 5 to **HB 957**, introduced by Rep. Billingsley. Placed with bill.

HA 2 to **HB 959**, introduced by Rep. Justice. Placed with bill.

HA 3 to **HB 959**, introduced by Rep. Justice. Placed with bill.

HA 4 to **HB 959**, introduced by Rep. Justice. Placed with bill.

HA 25 to **SS 1** for **SB 356**, introduced by Rep. Weiss. Placed with bill.

HA 1 to **SB 664**, introduced by Reps. Justice & Hearn. Placed with bill.

HA 2 to **SB 664**, introduced by Reps. Justice & Hearn. Placed with bill.

HA 1 to **SS 1** for **SB 681**, introduced by Rep. Dillman. Placed with bill.

HCR 61 - Authorizing the Group Life Insurance Committee to investigate and implement a life insurance program for members of the State Police, Firemen,

National Guardsmen, and Correctional Officers. Introduced by Reps. Berndt & Dillman.

HR 117 - Saluting the Sussex Central High School Band for winning first place in the National Jaycees Band Competition held in Atlanta, Ga. Introduced by Reps. Cordrey & Clendaniel.

SA 2 to HB 685. Cicione. Placed with bill.

SB 660 - An Act to permit the Laurel School District Education to transfer certain funds from its local debt service account to the construction fund account of 1967. Introduced by Sen. Elliott. Assigned to Education Committee.

SB 686 - An Act providing for the conveyance of certain lands by the Board of Education of the Newark School District to the Delaware Academy of Science, Inc., for educational purposes. Introduced by Sen. Hale. Assigned to Appropriations Committee.

SB 712 - An Act to Amend Chapter 43, Title 10, Delaware Code, relating to evidence and witnesses by amending § 4302 thereof relating to competence of parties to testify as to transactions with or statements by the testator, intestate or ward, in actions or proceedings by or against executors, administrators or guardians. Introduced by Sen. Castle. Assigned to Judiciary Committee.

SB 758 - An Act to permit the Marshallton-McKean School District to transfer certain funds from its debt service account to its Marbrook construction account. Introduced by Sen. Manning. Assigned to Education Committee.

SB 747 w/SA 1 - An Act making a supplementary appropriation to the Department of Public Instruction for the purpose of continuing the environmental program entitled "The Sea Beside Us" in the Milford School District. Introduced by Senators Grier & Robbins. (Reps. Harrington & Smith). Assigned to Appropriations Committee.

SB 770 - An Act to provide a supplemental appropriation for the purpose of extending the school day in the New Castle County Vocational-Technical School District during the year 1972-73. Introduced by Sen. Hale. Assigned to Appropriations Committee.

SB 784 w/SA 2 - An Act to Amend Title 14, Delaware Code relating to the ratio of driver education teachers to pupils, and making a supplementary appropriation. Introduced by Sen. duPont. Assigned to Appropriations Committee.

OFFICE OF THE GOVERNOR

June 20, 1972

LEGISLATIVE ADVISORY NO. 24

TO:

Sen. Frank R. Grier
Sen. George A. Robbins
Sen. Michael N. Castle
Sen. Dean C. Steele
Sen. Margaret R. Manning
Sen. David H. Elliott
Sen. Allen J. Cook
Sen. J. Donald Isaacs
Sen. Anthony J. Cicione
Sen. Louise T. Conner
Rep. Kermit H. Justice
Rep. John G. S. Billingsley
Rep. Herbert A. Leshner
Rep. Andrew G. Knox
Rep. Joseph R. Murphy
Rep. John F. Kirk, Jr.
Rep. Clarice U. Heckert
Rep. John A. Dillman
Rep. Robert J. Berndt
Rep. Kenneth W. Boulden
Rep. Kenneth W. Boulden
Rep. George C. Hering, III
Rep. Marion I. Seibel
Rep. Arthur W. Dobberstein
John R. Fisher
James Kennedy
Robert Smyers
Frances West
William J. Warren
John Green
Lewis Darlin

Hon. W. Laird Stabler, Jr.
Hon. Paul Neill
Morton R. Kimmel, Esquire
Dr. Kenneth C. Madden
William J. Warren
Robert A. Short
Col. George J. Bundeck
Tim McCoy
W. Brooke Stabler, Jr.
Dr. Kenneth C. Madden
Beatrice C. Melson

Richard Caldwell
 Bruce Ralston
 James Zeller
 George R. Cripps
 Cabinet Secretaries
 Emily Womach
 Governor's Staff
 Clerk of the House
 Secretary of the Senate
 Legislative Council
 Milford School District
 William Conner
 Harry Towers
 S.P.C.A.
 Kent County Levy Court
 Sussex County Council
 R. S. Pusey
 John J. Moran

FROM: Fletcher E. Campbell, Jr.,
 Counsel to the Governor

The Governor approved the following legislation on the indicated dates:

SB 675 - 6-14-72 - permitting the Milford School District to transfer certain funds.

SCR 59 - 6-15-72 - congratulating Mrs. Searles A. Grossman for receiving the Hannah G. Solomon Award.

SB 685 As Amended by **HA 1** and **2** - 6-15-72 - amending subchapter IV, Chapter 11, Title 12, Delaware Code and Volume 58, Delaware Laws relating to escheats of property.

HCR 57 - 6-15-72 - recognizing the Golden Anniversary of St. Joseph's-in-the-hills Retreat.

HB 105 As Amended by **HA 1** and **SA 2** - 6-15-72 - amending Chapter 80, Title 9, Delaware Code, relating to county tax rates.

HB 129 As Amended by **HA 1 & 2** and **SA 1 & 5** - 6-15-72 - amending Title 14, Delaware Code, providing for a school's legal tax rate after a county real estate reassessment.

SB 590 - 6-15-72 - appropriating the sum of \$5,750 to the Department of Community Affairs and Economic Development.

HS 1 for **HB 634** - 6-15-72 - amending Chapter 41, Title 21, Delaware Code, by allowing motor vehicles to turn right at a red light under certain circumstances.

HB 663 As Amended by **HA 1** and **SA 1** - 6-15-72 -

amending Part II, Title 6, Delaware Code relating to commerce and trade, and providing certain regulations for shopping centers.

HB 692 - 6-15-72 - amending Chapter 59, Part III, Title 11, Delaware Code, relating to right of defendant to be advised that his case may be tried in the Court of Common Pleas.

HB 706 As Amended by **HA 2** - 6-15-72 - amending section 6533, subchapter VII, Chapter 65, Part IV, Title 11, Delaware Code, authorizing the Department of Corrections to adopt regulations for the education of inmates outside its facilities.

HB 738 - 6-15-72 - amending Chapter 182, Volume 58, Laws of Delaware, by authorizing a transfer of funds by the Department of State.

HB 873 - 6-15-72 - amending Section 307, Chapter 3, Title 30, Delaware Code, relating to tax clearance.

HB 947 - 6-15-72 - amending Chapter 91, Title 29, Delaware Code, relating to relocation assistance.

HB 948 - 6-15-72 - amending Chapters 91 and 92, Title 29, Delaware Code, relating to relocation assistance.

SB 689 - 6-15-72 - authorizing the State of Delaware to borrow money to use for the local share of school construction programs.

HB 648 As Amended by **HA 1** - 6-16-72 - amending Title 1 and 25, Delaware Code, relating to age of majority.

HB 649 - 6-16-72 - amending Title 6 and 10, Delaware Code, relating to prosecution and defense by persons 18 or older, and the settlement of claims by those 18 or older.

HB 781 As Amended by **SA 2 & 3** - 6-20-72 - amending subchapter IV, Chapter 3, Title 11, Delaware Code, relating to cruelty and abandonment of animals.

SB 584 As Amended by **SA 1** and **HA 3** - 6-20-72 - amending Chapter 30, Part III, Title 30, Delaware Code, relating to motor vehicle document fees.

SB 605 - 6-20-72 - amending Chapter 21, Part II, Title 21, Delaware Code, relating to the no-fault insurance act, and granting jurisdiction to Justice of the Peace Courts.

SB 641 As Amended by **SA 1** and **HA 1** - 6-20-72 - amending Chapter 1, subchapter IV, Title 16, Delaware Code, relating to treatment and rehabilitation to tuberculosis and other chronic diseases.

SB 655 As Amended by **SA 1** - 6-20-72 - amending

Chapter 57, Title 15, Delaware Code, relating to the canvass of vote for certain senatorial districts.

SB 668 - 6-20-72 - amending Chapter 25, Title 30, Delaware Code, relating to license requirements for contractors.

SB 674 - 6-20-72 - amending Chapter 7, Title 21, Delaware Code, by requiring all Alderman's Courts and Mayor's Courts to furnish complete information to the Division of Motor Vehicles regarding convictions for traffic violations and requiring that officers in those courts be paid by salary only.

SB 737 - 6-20-72 - amending Title 11, Delaware Code, Section 1906, relating to powers of police officers to arrest for shoplifting.

SCR 52 - 6-20-72 - continuing the moratorium established last year by the General Assembly relating to the busing of ineligible students.

The following bills were reported out of Committee:
Revenue & Finance: **HB 928-1F**, 3M.

The Chief Clerk announced that the Senate had informed the House it had passed **HJR 37** and **HCR 60**.

On motion of Rep. Berndt, **HCR 61** was brought before the House for consideration.

HCR 61 - Authorizing the Group Life Insurance Committee to Investigate and Implement a Life Insurance Program for Members of the State Police, Firemen, National Guardsmen, and Correctional Officers.

On motion of Rep. Berndt, **HCR 61** was placed on the Speaker's table.

On motion of Rep. Cordrey, **HR 115** was placed before the House for consideration.

HR 117 - Saluting the Sussex Central Junior High School Band for Winning First Place in the National Jaycees Band Competition held in Atlanta, Georgia.

On motion of Rep. Cordrey, **HR 117** was considered and adopted by voice vote.

The House recessed at 1:55 P.M., reconvened at 4:01 P.M.

The following bills were reported out of committee:

House Administration: **HS 1** for **HB 816-6M**; **SS 1** for **SB 247-1F**, 4M.

On motion of Rep. Billingsley, **HB 102** had its final reading and was placed before the House for consideration.

HB 102 - An Act to Amend Title 21, Chapter 41, Delaware Code, relating to Blood Alcohol Level at which

Driving or Physical Control of a Motor Vehicle is Unlawful.

Rep. Billingsley requested privilege of the floor for Dr. Ali Z. Hameli, Chief Medical Examiner, State of Delaware. Rep. Tribbitt moved for deferment of **HB 102** so that the State Chemist could appear before the House to speak on the Bill. Rep. Billingsley agreed to defer. It was learned by Rep. Tribbitt, during the discussion, that the State Chemist would be unable to appear today. Due to the lateness in the session, Rep. Billingsley decided to act upon **HB 102** today. Rep. Tribbitt again brought before the House his motion to defer. Rep. Billingsley agreed, placing **HB 102** on the Speaker's table.

On motion of Rep. Hering, **HB 916** had its final reading and was placed before the House for consideration.

HB 916 - An Act to Amend Chapter 2, Title 1, Delaware Code, Relating to Continuous Code Revision.

HA 1 was introduced by Rep. Hering. Placed with bill. On motion of Rep. Hering, **HA 1** was considered and adopted by voice vote. By request of Rep. Hering, roll call was taken on **HB 916 w/HA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Poulter, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Harkins, Orth - 2.

HB 916 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **HB 854** had its final reading and was placed before the House for consideration.

HB 854 - An Act to Amend Title 1, Title 10, Title 14 and Title 29 of the Delaware Code relating to the Distribution of Law Books to State Agencies and Legislators.

HA 1 was introduced by Rep. Hering. Placed with bill. On motion of Rep. Hering, **HA 1** was considered and adopted by voice vote.

By request of Rep. Hering, roll call was taken on **HB 854 w/HA 1** and revealed:

YEAS: Berndt, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Jonkiert, Justice, Kirk, Knox, Little, Matushefske, Mears, Miller,

Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 33.

NAYS: Billingsley, Boulden - 2.

NOT VOTING: Johnson - 1.

ABSENT: Harkins, Leshner, Seibel - 3.

HB 854 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **HB 943** had its final reading and was placed before the House for consideration.

HB 943 - An Act authorizing the State of Delaware to Borrow Money and to Issue Bonds and Notes therefor; and Appropriating the Funds thus Obtained to the Delaware Code Revisors for the Purpose of Completely Recodifying the Delaware Code Annotated.

On motion of Rep. Hering, roll call on **HB 943** was tabled.

The House recessed at 5:08 P.M., reconvened at 6:43 P.M.

The following bills were reported out of Committee:

Highways & Transportation: **SB 610-4M**; **SB 618-4M**. Labor & Commerce: **SB 719-4M**; **SB 720-4M**; **HB 726-4M**; **SB 734-4M**; **SB 735-4M**; **SB 743-4M**. Community Affairs: **HB 844-4M**; **SB 275-1F, 4M**; **SB 586-3M, 1U**; **SB 731-5M**.

On motion of Rep. Billingsley, **HB 912 w/HA 1** had its final reading and was placed before the House for consideration.

HB 912 - An Act to Amend Title 14, of the Delaware Code relating to the Number of Psychologists Authorized for Public Schools.

By request of Rep. Billingsley, roll call was taken on **HB 912** and revealed:

YEAS: Berndt, Billingsley, Boulden, Connor, Derickson, Dillman, Dobberstein, Gruwell, Hering, Jarvis, Justice, Kirk, Knox, Moerschel, Murphy, Poulterer, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 20.

NAYS: Quillen - 1.

ABSENT: Clendaniel, Cordrey, Gordy, Harkins, Harrington, Hearn, Heckert, Johnson, Jonkiert, Leshner, Little, Matushefske, Mears, Miller, Orth, Smith, Tribbitt, Wright - 18.

HB 912, having received a constitutional majority was declared passed in the House.

On motion of Rep. Dillman, **SS 1** for **SB 681** had its final reading and was placed before the House for consideration.

SS 1 for SB 681 - An Act to Amend Title 18, Delaware Code, by Adding a New Chapter 66 Insuring Certain Policemen, Firemen, National Guardsmen and Correctional Officers Against Death in the Line of Duty; Providing for a Lump Sum Payment to Designated Beneficiaries and for Payment of Tuition for their Children; and by Repealing Section 186, Title 20, Delaware Code.

HA 1 was introduced by Rep. Dillman. Placed with bill. On motion of Rep. Dillman, **HA 1** was considered and adopted by voice vote. After some discussion, Rep. Dillman placed **SS 1 for SB 681** on the Speaker's table for an amendment.

On motion of Rep. Dillman, **SB 745** had its final reading and was placed before the House for consideration.

SB 745 - An Act to Amend Section 8301, Title 11, Delaware Code, to Increase the Authorized Maximum Number of State Police.

By request of Rep. Dillman, roll call was taken on **SB 745 w/SA 1** and revealed:

YEAS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Hearn, Heckert, Jarvis, Jonkiert, Justice, Kirk, Knox, Leshner, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 30.

NOT VOTING: Billingsley, Hering, Mears, Miller - 4.

ABSENT: Harkins, Harrington, Johnson, Little, Matusheske - 5.

SB 745 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **SS 1 for SB 561** had its final reading and was placed before the House for consideration.

SS 1 for SB 561 - An Act to Amend Chapter 17 and Chapter 44 of Title 15, Delaware Code, relating to State Election Registration Procedures and Registration and Voting for Presidential Electors.

HA 1 was introduced by Rep. Moerschel. Placed with bill. On motion of Rep. Moerschel, **HA 1** was stricken.

After much discussion, **SS 1 for SB 561** was placed on the Speaker's table.

Rep. Harkins was marked present.

On motion of Rep. Billingsley, **HB 960** had its final reading and was placed before the House for consideration.

HB 960 - An Act to Amend Title 4, Delaware Code,

to Require All Distilleries or Manufacturers of Alcoholic Liquors to Affirm that the Bottle and Case Price of All Alcoholic Liquors, Excluding Beer and Wine, Sold by them to Delaware Importers Shall Be No Higher than the Lowest Price at which such items are being sold by them to any Wholesalers, or States Operating Retail Liquor Stores, anywhere in the United States and to Require the Filing Annually, and Upon Demand, by Such Manufacturers or Distilleries of Schedules of Such Prices Being Charged Delaware Importers.

By request of Rep. Billingsley, roll call was taken on **HB 960** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Jonkiert, Justice, Kirk, Knox, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

NOT VOTING: Johnson - 1.

ABSENT: Dobberstein, Leshner, Little, Matushefske - 4.

HB 960, having received a constitutional majority was declared passed in the House.

On motion of Rep. Heckert, **SB 525 w/SA 1** had its final reading and was placed before the House for consideration.

SB 525 - An Act to Amend Delaware Code, Title 14, by Enacting a New Chapter relating to Private Business and Trade Schools.

Rep. Heckert requested privilege of the floor for Dr. Rowe, Department of Public Instruction. Rep. Heckert then requested privilege of the floor for Sen. Steele, who gave the background of the Bill. **HA 1** was introduced by Rep. Justice. Placed with bill. On motion of Rep. Justice, **HA 1** was considered and defeated by voice vote.

By request of Rep. Heckert, roll call was taken on **SB 525 w/SA 1** and tabled.

On motion of Rep. Hering, **SS 1** for **SB 561** was lifted from the Speaker's table and was again placed before the House for consideration.

HA 2 was introduced by Rep. Billingsley. Placed with bill. On motion of Rep. Billingsley, **HA 2** was considered and adopted by voice vote. Rep. Hering, requested privilege of the floor for Mr. Burton, Willis, Commis-

sioner of Elections, State of Delaware.

By request of Rep. Hering, roll call was taken on **SS 1** for **SB 561** and revealed:

YEAS: Billingsley, Connor, Derrickson, Dillman, Dobberstein, Gruwell, Harkins, Harrington, Hearn, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Mears, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Weiss, Wright, Mr. Speaker Frederick - 26.

NAYS: Clendaniel - 1.

NOT VOTING: Berndt, Boulden, Cordrey, Gordy, Heckert, Johnson, Jonkiert, Miller, Tribbitt - 9.

ABSENT: Little, Matushefske, Smith - 3.

SS 1 for **SB 561 w/HA 2** having received a constitutional majority was declared passed in the House.

On motion of Rep. Dillman, **SS 1** for **SB 681 w/HA 1** was lifted from the Speaker's table and was again placed before the House. **HA 2** was introduced by Rep. Hering. Placed with bill. On motion of Rep. Hering, **HA 2** was considered and adopted by voice vote.

By request of Rep. Dillman, roll call on **SS 1** for **SB 681 w/HA 1,2** was taken and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Little, Matushefske - 2.

SS 1 for **SB 681 w/HA 1,2** having received a constitutional majority was declared passed in the House.

On motion of Rep. Berndt, **HCR 61** was lifted from the Speaker's table. Rep. Berndt struck **HCR 61** due to the omittance of an enactment clause.

On motion of Rep. Hering, **HB 921** had its final reading and was placed before the House for consideration.

HB 921 - An Act to Amend Part II, Title 29 of the Delaware Code, Providing for the Requirement of a Fiscal Note for all Legislation Appropriating or Mandating the Expenditure of More Than Fifty Thousand Dollars.

HA 1, introduced by Rep. Hering, was adopted by voice vote.

After much discussion, Rep. Hering placed **HB 921 w/HA 1** on the Speaker's table pending an amendment.

On motion of Rep. Leshner, **HB 783**, had its final reading and was placed before the House for consideration.

HB 783 - An Act to Provide a Supplementary Ap-

propriation to the Department of Health and Social Services to be used for Salary Reimbursement for Employees of the Division of Juvenile Corrections.

By request of Rep. Leshner, roll call was taken on **HB 783** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Little, Matushefske - 2.

HB 783 having received a constitutional majority was declared passed in the House.

On motion of Rep. Dillman, **SS 1** for **SB 375** had its final reading and was placed before the House for consideration.

SS 1 for **SB 375** - An Act to Amend Chapter 71, Title 16 and Chapter 43, Title 21 of the Delaware Code, relating to the Sale, Purchase, Receipt, Possession, Transportation, Use, Safety and Control of Explosive Materials.

By request of Rep. Dillman, roll call was taken on **SS 1** for **SB 375** and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Jarvis, Johnson, Jonkiert, Justice, Knox, Mears, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright - 29.

NOT VOTING: Berndt, Derrickson, Hering, Kirk, Leshner, Miller, Mr. Speaker Frederick - 7.

ABSENT: Cordrey, Little, Matushefske - 3.

SS 1 for **SB 375** having received a constitutional majority was declared passed in the House.

The Chief Clerk announced that the Senate informed the House it had passed **HB 638 w/HA 1,2,4**, **HB 721**, **HB 729**, **HB 748**, **HB 835**.

The following bills were reported out of Committee:

Natural Resources: **SS 1** for **SB 732-1F**, 3M. Appropriations: (secondary report) **SS 1** for **SB 732-4M**.

On motion of Rep. Mears, **HB 724** was stricken.

On motion of Rep. Riddagh, **HB 759** was stricken.

The House recessed to the call of the Chair at 9:48 P.M.

47th LEGISLATIVE DAY - Second Session

June 28, 1972

The Speaker called the House to order at 12:41 P.M. The Majority Leader moved to adjourn at 12:42 P.M., thereby ending the previous legislative day. The House reconvened at 12:42 P.M. There was a prayer by Rep. Dobberstein.

The Speaker led those present in a salute to the flag. Members present: 38 present.

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

The following prefiled legislation was introduced:

HB 963 - An Act providing for the franchising and regulation of new and existing community antenna television systems and providing for use of public ways and condemnation of private and public lands and waterways for easement purposes, criminal penalties, judicial review and enforcement. Introduced by Rep. Derickson. Assigned to Community Affairs Committee.

HA 1 to HB 88, introduced by Rep. Billingsley. Placed with bill.

HA 1 to HB 786, introduced by Rep. Little. Placed with bill.

HA 5 to HB 797, introduced by Rep. Gordy. Placed with bill.

HA 1 to HB 804, introduced by Rep. Billingsley. Placed with bill.

HA 1 to HS 1 for HB 816, introduced by Rep. Billingsley. Placed with bill.

HA 1 to HB 928, introduced by Reps. Billingsley & Jarvis. Placed with bill.

HA 6 to HB 957, introduced by Rep. Poulterer. Placed with bill.

HA 7 to HB 957, introduced by Rep. Kirk. Placed with bill.

HA 8 to HB 957, introduced by Rep. Kirk. Placed with bill.

HA 9 to HB 957, introduced by Rep. Kirk. Placed with bill.

HA 10 to HB 957, introduced by Rep. Kirk. Placed with bill.

HA 5 to HB 959, introduced by Reps. Dillman & Frederick. Placed with bill.

HA 6 to HB 959, introduced by Reps. Poulterer & Justice. Placed with bill.

HA 7 to HB 959, introduced by Rep. Leshner. Placed with bill.

HA 8 to HB 959, introduced by Rep. Leshner. Placed with bill.

HA 9 to HB 959, introduced by Rep. Dillman. Placed with bill.

HA 10 to HB 959, introduced by Reps. Jonkiert & Orth. Placed with bill.

HA 11 to HB 959, introduced by Reps. Miller & Jonkiert. Placed with bill.

HA 12 to HB 959, introduced by Rep. Justice. Placed with bill.

HA 13 to HB 959, introduced by Rep. Jarvis. Placed with bill.

HA 26 to SS 1 for SB 356, introduced by Rep. Riddagh. Placed with bill.

HA 27 to SS 1 for SB 356, introduced by Rep. Riddagh. Placed with bill.

HA 28 to SS 1 for SB 356, introduced by Rep. Riddagh. Placed with bill.

HA 1 to SB 615, introduced by Rep. Dillman. Placed with bill.

HA 3 to SB 664, introduced by Reps. Justice & Hearn. Placed with bill.

SA 1 to HB 28, introduced by Sen. duPont. Placed with bill.

HR 118 - Thanking the Rev. Robert P. Whitlock, Senior Pastor of Wesley United Methodist Church, Dover, for his contributions of prayers and guidance to the House of Representatives during the second session of the 126th General Assembly. Introduced by Rep. Riddagh.

HR 119 - Requesting the Division of Highways to improve the drainage situation in the Birchwood Park-Fox Chase Civic Association Community Parkland. Introduced by Rep. Kirk.

SB 565 - An Act authorizing the State of Delaware to issue serial notes to the State Employees' Retirement Fund and appropriating funds for payment of the interest thereon and redemption thereof. Introduced by Sen. Steele. Assigned to Appropriations Committee.

SB 717 - An Act proposing an Amendment to Article 4, Sections 2, 3, and 12 of the Constitution of the State of Delaware by increasing the Supreme Court to five justices and providing for a quorum of the Supreme Court. Introduced by Sen. Conner. Assigned to Judiciary Committee.

SB 769 - An Act to Amend Chapter 17, Title 14, Delaware Code, relating to units certified for learning disabilities and units certified for social or emotionally maladjusted. Introduced by Senators Elliott & Conner. Assigned to Education Committee.

SB 792 w/SA 1 - An Act to authorize Kent County Vocational and Technical Center to grant a long term lease to the Golden Opportunity Center, Inc. to occupy premises owned by Kent County Vocational and Technical Center. Introduced by Sen. Robbins. Assigned to Community Affairs Committee.

SB 803 - An Act pertaining to the date of filing for, and withdrawing from, and the date of the primary election for candidates for State-wide and/or local offices whose election is to be determined in November 1972. Introduced by Sen. Castle.

The following bills were reported out of Committee:

Appropriations: **HB 962-1F, 4M; SB 384-5M; SB 693-5M; SB 728-5M.**

On motion of Rep. Riddagh, **HR 118** was placed before the House for consideration.

HR 118 - Thanking the Reverend Robert P. Whitlock, Senior Pastor of Wesley United Methodist Church, Dover, for his contributions of Prayers and Guidance to the House of Representatives during the Second Session of the 126th General Assembly.

WHEREAS, the House of Representatives of the State of Delaware has been blessed with the regular presence of the Reverend Robert P. Whitlock, Senior Pastor of Wesley United Methodist Church in Dover, during the current Second Session of the 126th General Assembly; and

WHEREAS, Rev. Whitlock, without thought or expectation of monetary compensation, readily offered daily prayers in the House Chamber for the guidance of the duly elected members of the House as they proceeded to go about their important legislative business; and

WHEREAS, the spiritual offerings of Rev. Whitlock have combined the ingredients of inspiration and refreshment in helping the members of this august body during their considerations of the myriad pieces of legislation placed before them.

NOW THEREFORE,

BE IT RESOLVED by the members of the House of Representatives of the 126th General Assembly of the State of Delaware that its members convey their heartfelt thanks to the Rev. Robert Whitlock for bringing

his warm personality and uplifting words and prayers to the House Chambers during their busy legislative session of the year 1972, A.D.

BE IT FURTHER RESOLVED, that the text of this resolution be spread upon the minutes of the House and a copy sped swiftly to the Rev. Mr. Whitlock at his Wesley United Methodist Church office.

On motion of Rep. Riddagh, **HR 118** was considered and adopted by voice vote.

On motion of Rep. Kirk, **HR 119** was placed before the House for consideration.

HR 119 - Requesting the Division of Highways to Improve; the Drainage Situation in the Birchwood Park-Fox Chase Civic Association Community Parkland.

On motion of Rep. Kirk, **HR 119** was considered and adopted by voice vote.

The Speaker announced that **SB 803** had been assigned to the Judiciary Committee.

On motion of Rep. Hering, **HB 28 w/HA 1 and SA 1** was again before the House for consideration.

HB 28 - An Act to Amend Chapter 1, Title 10 of the Delaware Code, Relating to Advisory Opinions by the Justices of the Supreme Court; and Providing for the Briefing of Issues Submitted by the Governor; and Requiring Notification to the General Assembly.

By request of Rep. Hering, roll call was taken on **HB 28 w/HA 1 and SA 1** and revealed:

YEAS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Heckert, Hering, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Matushefske, Mears, Miller, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Wright, Mr. Speaker Frederick - 30.

ABSENT: Billingsley, Harkins, Hearn, Jonkiert, Little, Moerschel, Murphy, Orth, Weiss - 9.

HB 28 w/HA 1 and SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Justice, **HB 685 w/HA 1 and SA 2** was again before the House for consideration.

HB 685 - An Act to amend Title 21, Delaware Code, by adding a New Chapter 28 thereto relating to the issuance of non-driver identification cards by the Division of Motor Vehicles of the Department of Public Safety.

By request of Rep. Justice, roll call was taken on **HB 685 w/HA 1 and SA 2** and tabled.

On motion of Rep. Dillman, **HB 214 w/SA 1,2** was again brought before the House for consideration.

HB 214 - An Act to Amend Chapter 1, Title 21, Delaware Code Relating to Definitions.

On motion of Rep. Dillman, roll call on **HB 214 w/SA 1,2** was tabled.

The House recessed at 1:00 p.m., reconvened at 3:27 p.m.

On motion of Rep. Leshner, **HB 959 w/HA 1** through 13 had its final reading and was placed before the House for consideration.

HB 959 - An Act Authorizing the State of Delaware to Borrow Money to be Used for Capital Improvements and Expenditures in the Nature of Capital Investments and to Issue Bonds and Notes Therefor and Appropriating the Monies to Various Agencies of the State.

Rep. Leshner requested that the debt statement accompanying the bill be read.

On motion of Rep. Justice, **HA 1** was stricken.

On motion of Rep. Justice, **HA 2** was considered and adopted by voice vote.

On motion of Rep. Justice, **HA 3** was considered and adopted by voice vote.

On motion of Rep. Justice, **HA 4** was considered and adopted by voice vote.

By request of Rep. Dillman, roll call was taken on **HA 5**. Rep. Dillman moved to table the roll call, but the motion was tabled. Roll call on **HA 5** revealed:

YEAS: Dillman, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Little, Matushefske, Mears, Miller, Poulterer, Smith, Tribbitt, Wright, Mr. Speaker Frederick - 15.

NAYS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dobberstein, Gordy, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Moerschel, Murphy, Orth, Quillen, Riddagh, Seibel, Weiss - 23.

ABSENT: Billingsley - 1.

HA 5 not having received a constitutional majority was declared defeated in the House.

On motion of Rep. Poulterer, **HA 6** was considered and adopted by voice vote.

On motion of Rep. Leshner, **HA 7** was considered and adopted by voice vote.

On motion of Rep. Leshner, **HA 8** was considered and adopted by voice vote.

On motion of Rep. Dillman, **HA 9** was placed before the House for consideration.

Rep. Dillman requested privilege of the floor for Mr. Leon Elder, Superintendent of Schools, Conrad Area School District. By request of Rep. Dillman, roll call was taken on **HA 9** and revealed:

YEAS: Berndt, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Murphy, Orth, Poulterer, Quillen, Riddagh, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 35.

NAYS: Billingsley - 1.

NOT VOTING: Moerschel - 1.

ABSENT: Boulden, Seibel - 2.

HA 9 having received a constitutional majority was declared adopted in the House.

On motion of Rep. Jonkiert, **HA 10** was stricken.

On motion of Rep. Miller, **HA 11** was stricken.

On motion of Rep. Justice, **HA 12** was considered and adopted by voice vote.

On motion of Rep. Jarvis, **HA 13** was stricken.

HA 14 was introduced by Rep. Moerschel. By request of Rep. Moerschel, roll call was taken on **HA 14** and revealed:

YEAS: Berndt, Billingsley, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Harrington, Hering, Jarvis, Johnson, Justice, Kirk, Matushefske, Mears, Moerschel, Riddagh, Wright, Mr. Speaker Frederick - 20.

NAYS: Gordy, Gruwell, Harkins, Heckert, Knox, Leshner, Orth, Smith, Tribbitt - 9.

NOT VOTING: Hearn, Jonkiert, Little, Miller, Murphy, Poulterer, Quillen, Weiss - 8.

ABSENT: Boulden, Seibel - 2.

HA 14 having received a constitutional majority, was declared adopted by the House.

HA 15 was introduced by Rep. Jonkiert. Placed with bill. On motion of Rep. Jonkiert, **HA 15** was before the House for consideration. Rep. Jonkiert requested privilege of the floor for Mr. John Rich, House Attorney. By request of Rep. Jonkiert, roll call was taken on **HA 15** and revealed:

YEAS: Berndt, Billingsley, Clendaniel, Cordrey, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Knox, Leshner, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel,

Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 33.

NAYS: Harkins, Kirk - 2.

NOT VOTING: Connor, Derrickson - 2.

ABSENT: Boulden, Little - 2.

HA 15 having received a constitutional majority was declared adopted in the House.

HA 16 was introduced by Rep. Miller. Placed with bill.

HA 17 was introduced by Rep. Hering. Placed with bill.

HA 18 was introduced by Rep. Connor. Placed with bill.

HA 19 was introduced by Reps. Tribbitt, Hearn. Placed with bill.

By request of Rep. Miller, HA 16 was placed on the Speaker's table so that interested persons from Wilmington could be present to speak on the amendment.

On motion of Rep. Hering, HA 17 was considered and adopted by voice vote.

On motion of Rep. Connor, HA 18 was brought before the House for consideration.

There was some discussion as to the manner in which HA 7 and HA 18 were computed.

Rep. Leshar moved that HB 959 w/amendments be placed on the Speaker's table so that HA 7 and HA 18 could be corrected to coincide as to calculation. Rep. Leshar's motion was considered out of order, since only HA 18 was before the House. Rep. Billingsley moved to table HA 18 and requested a roll call on the motion. Roll call revealed:

YEAS: Berndt, Billingsley, Clendaniel, Derrickson, Dobberstein, Gruwell, Heckert, Hering, Jarvis, Leshar, Quillen, Riddagh, Seibel - 13.

NAYS: Boulden, Connor, Cordrey, Dillman, Gordy, Harkins, Harrington, Hearn, Johnson, Justice, Knox, Little, Matushefske, Miller, Moerschel, Murphy, Orth, Poulterer, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 23.

NOT VOTING: Jonkiert, Mears - 2.

ABSENT: Kirk - 1.

The motion to table HB 18 failed to receive the required number of votes.

On motion of Rep. Connor, HA 18 was considered and adopted by voice vote.

Rep. Tribbitt requested that HA 19 be placed on the Speaker's table.

On motion of Rep. Leshar, HB 959 with amendments was placed on the Speaker's table pending an amendment he has requested to be drawn to take care of the

questions raised on **HA 7** and **HA 18**.

On motion of Rep. Heckert, **SB 677** had its final reading and was placed before the House for consideration.

SB 677 - An Act to Amend Delaware Code, Title 14, Chapter 27, Relating to School Attendance.

By request of Rep. Heckert, roll call was taken on **SB 677** and revealed:

YEAS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 35.

NAYS: Billingsley - 1.

ABSENT: Derrickson, Justice, Kirk - 3.

SB 677 having received a constitutional majority was declared passed in the House.

On motion of Rep. Billingsley, **HB 102 w/HA 1** was lifted from the Speaker's table and again placed before the House for consideration.

HB 102 - An Act to Amend Title 21, Chapter 41, Delaware Code, relating to Blood Alcohol Level at which Driving or Physical Control of a Motor Vehicle is Unlawful.

Rep. Billingsley requested privilege of the floor for Mr. Kilvington, State Chemist.

Rep. Billingsley then requested privilege of the floor for Dr. Ali Z. Hamali, Medical Examiner, State of Delaware. On motion of Rep. Billingsley, **HA 1** was considered and adopted by voice vote. By request of Rep. Billingsley, roll call was taken on **HB 102 w/HA 1**. Rep. Billingsley moved to table the roll call, but his motion lost. Roll call on the bill revealed:

YEAS: Berndt, Billingsley, Clendaniel, Connor, Dobberstein, Heckert, Kirk, Knox, Leshner, Mears, Moerschel, Poulterer, Seibel, Wright, Mr. Speaker Frederick - 15.

NAYS: Boulden, Cordrey, Gordy, Gruwell, Harkins, Harrington, Hearn, Hering, Jarvis, Johnson, Jonkiert, Justice, Little, Matushefske, Miller, Murphy, Orth, Quillen, Riddagh, Smith, Tribbitt, Weiss - 22.

NOT VOTING: Derrickson, Dillman - 2.

HB 102 w/HA 1, not having received a constitutional majority was declared lost in the House.

On motion of Rep. Justice, roll call on **HB 685 w/SA 2** was lifted from the table and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshar, Little, Moerschel, Murphy, Poulterer, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 22.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Mears, Quillen, Smith, Tribbitt, Wright - 11.

NOT VOTING: Johnson, Matushefske, Miller - 3.

ABSENT: Hearn, Jonkiert, Orth - 3.

HB 685 w/SA 2 having received a constitutional majority was declared passed in the House.

On motion of Rep. Dillman, roll call on **HB 214 w/SA 1,2** was lifted from the table and revealed:

YEAS: Berndt, Connor, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshar, Mears, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

NAYS: Clendaniel - 1.

NOT VOTING: Boulden, Cordrey, Harrington, Johnson, Matushefske, Miller, Smith, Tribbitt, Wright - 9.

ABSENT: Billingsley, Hearn, Jonkiert, Little, Murphy, Orth - 6.

HB 214 w/SA 1,2 having received a constitutional majority was declared passed in the House.

The House recessed at 5:15 P.M., reconvened at 7:05 P.M.

The following bills were reported out of Committee:

Education: **SB 660-4M**; **SB 690-6M**; **SB 758-4M**.
Public Safety: **HB 909-4M**; **SB 680-4M**.

On motion of Rep. Connor, **HB 605 w/HA 1,2** had its final reading and was placed before the House for consideration.

HB 605 - An Act Making a Supplementary Appropriation to the Department of Administrative Services for the Purchase of Mini-Busses for Senior Citizens' Centers.

On motion of Rep. Connor, **HA 1** was stricken.

On motion of Rep. Connor, **HA 2** was considered and adopted by voice vote.

By request of Rep. Connor, roll call was taken on **HB 605 w/HA 2** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gruwell, Harkins, Heckert, Hering, Jarvis, Johnson, Jonk-

iert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Seibel, Smith, Weiss, Wright, Mr. Speaker Frederick - 34.

NAYS: Riddagh - 1.

ABSENT: Gordy, Harrington, Hearn, Tribbitt - 4.

HB 605 w/HA 2 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **HB 959** with amendments was lifted from the Speaker's table and again before the House for consideration.

HA 20 was introduced by Reps. Leshner, Connor. Placed with bill.

HA 21 was introduced by Reps. Boulden, Connor, Matushefske. Placed with bill.

On motion of Rep. Leshner, **HA 20** was considered and adopted by voice vote.

Rep. Boulden moved for adoption of **HA 21** by voice vote. Rep. Leshner moved to table **HA 21**; Rep. Boulden moved to table the tabling motion of Rep. Leshner. Rep. Leshner's motion to table **HA 21** was defeated by voice vote. On motion of Rep. Boulden, **HA 21** was considered and defeated by voice vote.

The House recessed at 7:17 P.M., reconvened at 8:23 P.M.

On motion of Rep. Hering, **SS 1** for **SB 356** was lifted from the Speaker's table and again placed before the House for consideration.

SS 1 for **SB 356** - An Act Relating to the General Revision of the Criminal Law of This State by Amending Part I, Title 11, Delaware Code, entitled "Crimes and Criminal Procedure"; by a General Revision of that part to be effected by Repealing that part in its Entirety and Substituting therefore a New Part; and further, to Amend Parts II and III, Title 11, Delaware Code, relating to Criminal Procedure particularly Chapters 19, 27, 29, 35, 37, 39, 43, 47, and 59.

On motion of Rep. Weiss, **HA 3** was considered and defeated by voice vote.

On motion of Rep. Weiss, **HA 4** was considered and defeated by voice vote.

On motion of Rep. Weiss, **HA 5** was stricken.

On motion of Rep. Riddagh, **HA 6** was considered and adopted by voice vote.

HA 7 was introduced by Rep. Hering. On motion of Rep. Hering, **HA 7** was considered and adopted by voice vote.

HA 8 was introduced by Rep. Weiss. On motion of Rep.

Weiss, HA 8 was considered and defeated by voice vote.

HA 9 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, HA 9 was considered and adopted by voice vote.

HA 10 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, HA 10 was considered and adopted by voice vote.

HA 11 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, HA 11 was stricken.

HA 12 was introduced by Rep. Jonkiert. On motion of Rep. Jonkiert, HA 12 was considered and adopted by voice vote.

HA 13 was introduced by Rep. Heckert. On motion of Rep. Heckert, HA 13 was stricken.

HA 14 was introduced by Rep. Hering. On motion of Rep. Hering, HA 14 was considered and adopted by voice vote.

HA 15 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, HA 15 was adopted by voice vote.

HA 16 was introduced by Rep. Riddagh. Rep. Moerschel requested privilege of the floor for Mr. W. Laird Stabler, Attorney General, State of Delaware. On motion of Rep. Riddagh, HA 16 was considered and adopted by voice vote.

HA 17 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, HA 17 was considered and adopted by voice vote.

HA 18 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, HA 18 was considered and adopted by voice vote.

HA 19 was introduced by Rep. Justice. On motion of Rep. Justice, HA 19 was considered and defeated by voice vote.

HA 20 was introduced by Rep. Mears. On motion of Rep. Mears, HA 20 was stricken.

HA 21 was introduced by Rep. Jonkiert. On motion of Rep. Jonkiert, HA 21 was stricken.

HA 22 was introduced by Rep. Weiss. On motion of Rep. Weiss, HA 22 was considered and defeated by voice vote.

HA 23 was introduced by Rep. Mears. On motion of Rep. Mears, HA 23 was stricken.

HA 24 was introduced by Rep. Justice. On motion of Rep. Justice, HA 24 was considered and adopted by voice vote.

HA 25 was introduced by Rep. Weiss. On motion of Rep. Weiss, HA 25 was stricken.

HA 26 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, **HA 26** was considered and defeated by voice vote.

HA 27 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, **HA 27** was considered and defeated by voice vote.

HA 28 was introduced by Rep. Riddagh. On motion of Rep. Riddagh, **HA 28** was considered and defeated by voice vote.

HA 29 was introduced by Rep. Justice. On motion of Rep. Justice, **HA 29** was considered and defeated by voice vote.

HA 30 was introduced by Rep. Justice. On motion of Rep. Justice, **HA 30** was considered and defeated by voice vote.

HA 31 was introduced by Rep. Weiss. On motion of Rep. Weiss, **HA 31** was considered and defeated by voice vote.

Because of the number of amendments added, Rep. Hering placed **SS 1** for **SB 356** with amendments on the Speaker's table to give the members of the House time to study the effects of the amendments.

The following bills were reported out of Committee:

Appropriations: **SB 565-4M**; **SB 686-1F, 3M**; **HB 746-1F, 3M, 1U**; **HB 889-4M**; **HB 961-1F, 3M**. Community Affairs: **HB 471-6M**; **HB 963-2F, 4M**; **SB 792-5M**. House Administration: **SB 204-4M**. Judiciary: **SB 716-5M**. Revenue & Finance: **SB 607-4M**.

The House recessed to the call of the Chair at 10:00 P.M.

48th LEGISLATIVE DAY - Second Session

June 29, 1972

The Speaker called the House to order at 1:06 P.M. The Majority Leader moved to adjourn at 1:07 P.M., thereby ending the previous legislative day. The House reconvened at 1:07 P.M. There was a prayer by Rep. Harkins.

The Speaker led those present in a salute to the flag.
All members present.

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

The following prefiled legislation was introduced:
HB 964 - An Act to Amend Chapter 69, Title 29, Delaware Code, relating to contracts for public works by providing that domestic materials be used on all

public works. Introduced by Rep. Matushefske. Assigned to Labor & Commerce Committee.

HB 965 - An Act to Amend Chapters 47 and 49, Title 16 of the Delaware Code, and **Senate Bill 226** as amended and **House Bill 726** as amended of the 126th General Assembly relating to Family Court Jurisdiction over juvenile drug offenses. Introduced by Rep. Hering. Assigned to Judiciary Committee.

HB 966 - An Act to Amend Title 11, § 615, Delaware Code, relating to drug detoxification centers by excluding certain crimes from the effect of this section. Introduced by Reps. Little & Justice. Assigned to Health & Social Services Committee.

HA 2 to **HB 786**, introduced by Rep. Little. Placed with bill.

HA 1 to **HB 837**, introduced by Rep. Harkins. Placed with bill.

HA 2 to **HB 921**, introduced by Rep. Hering. Placed with bill.

HA 22 to **HB 959**, introduced by Rep. Little. Placed with bill.

HA 23 to **HB 959**, introduced by Rep. Leshner. Placed with bill.

HA 24 to **HB 959**, introduced by Reps. Riddagh, Moerschel, Dobberstein, & Quillen. Placed with bill.

HA 1 to **SB 525**, introduced by Rep. Matushefske. Placed with bill.

HA 2 to **SB 525**, introduced by Rep. Matushefske. Placed with bill.

HA 1 to **SB 726**, introduced by Rep. Gordy. Placed with bill.

SCR 63 - Providing that neither house of the 126th General Assembly shall recess or adjourn without the concurrence of the other before the close of business on June 30, 1972. Introduced by Sen. duPont.

SB 683 w/SA 1 - An Act making a supplementary appropriation to the Department of Public Safety for the purpose of purchasing additional police cars and equipment therefor. Introduced by Sen. Isaacs.

Mr. Speaker announced that **SCR 63** was assigned to House Administration Committee and **SB 683 w/SA 1** to Appropriations Committee.

Rep. Hering explained the necessity for **HB 965**, being introduced today.

The following bills were reported out of Committee:

Appropriations: **SB 747-6M**. Public Safety: **HB 887-4M**. Revenue & Finance: **HB 952-4M**.

On motion of Rep. Hering, **SB 725 w/SA 1** had its final reading and was placed before the House for consideration.

SB 725 - An Act to Amend Section 3104 (B) Title 15, Delaware Code, relating to Filing Fees for Primary Elections for Certain Candidates.

By request of Rep. Hering, roll call was taken on **SB 725 w/SA 1** and revealed:

YEAS: Berndt, Billingsley, Connor, Dillman, Harrington, Hearn, Heckert, Hering, Jarvis, Jonkiert, Justice, Knox, Leshner, Matushefske, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 23.

NAYS: Boulden, Clendaniel, Cordrey, Dobberstein, Gordy, Harrington, Johnson, Mears, Miller, Orth, Smith - 11.

NOT VOTING: Derrickson - 1.

ABSENT: Gruwell, Kirk, Little, Murphy - 4.

SB 725 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **SS 1** for **SB 761** had its final reading and was placed before the House for consideration.

SS 1 for **SB 761** - An Act to Amend Chapter 41, Part IV, Title 15, of the Delaware Code relating to the Qualifications of Candidates for Elective Office.

By request of Rep. Billingsley, Rep. Hering placed **SS 1** for **SB 761** on the Speaker's table so that Rep. Billingsley could investigate the effect of certain portions of the bill.

On motion of Rep. Dillman, **SB 615 w/SA 1,2** had its final reading and was placed before the House for consideration.

SB 615 - An Act to Amend Chapter 21, Title 21, Delaware Code, relating to Display of Number Plates.

HA 1 was introduced by Rep. Dillman. Placed with bill. On motion of Rep. Dillman, **HB 1** was considered and adopted by voice vote. By request of Rep. Dillman, roll call was taken on **SB 615 w/SA 1,2** and **HA 1** and revealed:

YEAS: Berndt, Boulden, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Knox, Leshner, Mears, Moerschel, Orth, Poulterer, Quillen, Riddagh, Smith, Tribbitt, Weiss, Mr. Speaker Frederick - 28.

NAYS: Clendaniel - 1.

NOT VOTING: Gordy - 1.

ABSENT: Billingsley, Gruwell, Kirk, Little, Matusheske, Miller, Murphy, Seibel, Wright - 9.

SB 615 w/SA 1,2 and HA 1 having received a 2/3 vote was declared passed the House.

Mr. Jarvis took the Speaker's Chair as Acting-Speaker.

On motion of Rep. Berndt, **HB 925** had its final reading and was placed before the House for consideration.

HB 925 - An Act to Amend Chapter 80, Title 29, Delaware Code, relating to the Control and Management of Solid Wastes.

After much discussion, Rep. Berndt placed **HB 925** on the Speaker's table.

On motion of Rep. Seibel, **HB 833 w/HA 1** had its final reading and was placed before the House for consideration.

HB 833 - An Act to Amend Section 378, Title 9, Delaware Code, by Authorizing Counties to Hold Title to Lands in Their Name and to Dispose of Same.

Rep. Seibel requested that a letter from Mr. Robert E. Daley be made a part of the House records.

June 6, 1972

Honorable Marion I. Seibel
20 Knickerbocker Drive
Newark, Delaware 19711

Re: House Bill 833

Dear Representative Seibel:

When I appeared before the House of Representatives to speak on behalf of the above captioned House Bill, a question was presented to me by Representative Heckert as to whether the Bill was not in fact in conflict with 7 Del. C. § 4520. After reviewing both 7 Del. C. § 4520 and **HB 833**, I concluded that no conflict does in fact exist, since by passing **HB 833** the General Assembly is approving the placement of the land under County control in compliance with 7 Del. C. § 4520 (c).

I therefore request that **HB 833** be removed from the table and presented for a vote. Since I have already spoken on the Bill, hopefully my appearance will not

be necessary. If you or Representative Heckert care to discuss this further with me, please give me a call at your convenience.

Very truly yours,
Robert E. Daley
Assistant County Attorney

RED:æk

cc: Representative Clarice Heckert

By request of Rep. Seibel, roll call was taken on **HB 833 w/HA 1** and revealed:

YEAS: Berndt, Billingsley, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright - 35.

NAYS: Boulden - 1.

ABSENT: Jonkiert, Little, Mr. Speaker Frederick - 3.

HB 833 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Harkins, **HB 837** had its final reading and was placed before the House for consideration.

HB 837 - An Act Proposing an Amendment to Section 4 and Section 8, Article 1, of the Constitution of the State of Delaware, relating to the Necessity of Proceeding by Indictment.

Rep. Harkins requested privilege of the floor for Mr. W. Laird Stabler, Attorney General, State of Delaware.

HA 1 was introduced by Rep. Harkins. Placed with bill. On motion of Rep. Harkins, **HA 1** was considered and adopted by voice vote. By request of Rep. Harkins, roll call was taken on **HB 837 w/HA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright - 36.

ABSENT: Jonkiert, Little, Mr. Speaker Frederick - 3.

HB 837 w/HA 1 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Hering, **HB 921 w/HA 1** had its

final reading and was placed before the House for consideration.

HB 921 - An Act to Amend Part II, Title 29 of the Delaware Code, Providing for the Requirement of a Fiscal Note for All Legislation Appropriating or Mandating the Expenditure of More Than Fifty Thousand Dollars.

HA 2 was introduced by Rep. Hering. Placed with bill. On motion of Rep. Hering, **HA 2** was considered and adopted by voice vote. By request of Rep. Hering, roll call on **HB 921 w/HA 1,2** was taken and revealed:

YEAS: Berndt, Billingsley, Connor, Dobberstein, Gruwell, Heckert, Hering, Kirk, Knox, Leshner, Moerschel, Quillen, Riddagh, Seibel - 14.

NAYS: Boulden, Clendaniel, Cordrey, Dillman, Gordy, Harrington, Hearn, Jarvis, Johnson, Jonkiert, Matushefske, Miller, Orth, Smith, Tribbitt - 15.

NOT VOTING: Derrickson, Harkins, Justice, Mears, Poulterer, Weiss, Wright - 7.

ABSENT: Little, Murphy, Mr. Speaker Frederick - 3.

HB 921 w/HA 1,2 not having received a constitutional majority was declared lost in the House.

On motion of Rep. Hering, **HB 693** had its final reading and was placed before the House for consideration.

HB 693 - An Act to Amend Chapter 9, Part II, Title 29, Delaware Code relating to the General Assembly, and Providing for an Effective Date for Legislation.

By request of Rep. Hering, roll call was taken on **HB 693** and revealed:

YEAS: Berndt, Harkins, Hering, Moerschel, Quillen, Riddagh, Seibel - 7.

NAYS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dillman, Gordy, Gruwell, Harrington, Jarvis, Jonkiert, Justice, Kirk, Knox, Matushefske, Miller, Orth, Poulterer, Smith, Tribbitt, Weiss, Wright - 22.

NOT VOTING: Dobberstein, Hearn, Heckert, Johnson, Leshner, Mears, Murphy - 7.

ABSENT: Derrickson, Little, Mr. Speaker Frederick - 3.

HB 693 not having received a constitutional majority was declared lost in the House.

The House recessed at 2:30 P.M., reconvened at 3:35 P.M.

Mr. Speaker Frederick resumed the Speaker's Chair.

HA 25 to HB 959 was introduced by Reps. Moerschel, Derrickson. Placed with bill.

Rep. Leshner requested that **HB 959 w/HA 2,3,4,6**,

7,8,9,12,14,15,17,18,20,22,23 be lifted from the Speaker's table and again placed before the House for consideration.

HB 959 - An Act Authorizing the State of Delaware to Borrow Money to be Used for Capital Improvements and Expenditures in the Nature of Capital Investments and to Issue Bonds and Notes therefor and Appropriating the Monies to Various Agencies of the State.

HA 16 was placed before the House for consideration by Rep. Miller. Rep. Miller requested privilege of the floor for Mr. James M. Baker, representing, Special Committee on the I-95 Connector, West Side Neighborhood Association. Rep. Miller then requested privilege of the floor for Mr. John Grady, attorney who has worked with the Model Cities Program; renewal project. After a voice vote on the amendment failed to reveal the wishes of the House, Rep. Miller requested a roll call on **HA 16**. On motion of Rep. Harkins, roll call on **HA 16** was tabled.

On motion of Rep. Tribbitt, **HA 19** was stricken.

On motion of Rep. Little, **HA 22** was considered. Rep. Moerschel requested a roll call on **HA 22**. Roll call taken and revealed:

YEAS: Clendaniel, Connor, Cordrey, Derrickson, Dillman, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Johnson, Jonkiert, Justice, Knox, Leshner, Little, Matushefske, Mears, Miller, Murphy, Orth, Poulterer, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 28.

NAYS: Berndt, Billingsley, Boulden, Dobberstein, Hering, Jarvis, Kirk, Moerschel, Quillen, Riddagh, Seibel - 11.

HA 22 having received a constitutional majority was declared adopted in the House.

On motion of Rep. Leshner, **HA 23** was placed before the House for consideration. Rep. Jonkiert moved to table **HA 23**, motion defeated by voice vote. On motion of Rep. Leshner, **HA 23** was considered and adopted by voice vote.

On motion of Rep. Quillen, **HA 24** was stricken.

On motion of Rep. Moerschel, **HA 25** was placed before the House for consideration. Rep. Moerschel requested privilege of the floor for Mr. Robert Moyer, State Director of Housing. Rep. Leshner moved to table **HA 25** and Rep. Moerschel requested a roll call on the tabling motion. Roll call was taken on the motion to table **HA 25** and revealed:

YEAS: Berndt, Billingsley, Boulden, Dillman, Heckert, Kirk, Leshar, Mears, Quillen, Riddagh, Mr. Speaker Frederick - 11.

NAYS: Clendaniel, Connor, Cordrey, Derrickson, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Hering, Jarvis, Johnson, Jonkiert, Justice, Knox, Little, Matushefske, Miller, Moerschel, Murphy, Orth, Poulterer, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 28.

Not having received the required number of votes, the motion to table **HA 25** was defeated. On motion of Rep. Moerschel, **HA 25** was considered and defeated by voice vote.

HA 26 was introduced by Rep. Cordrey. On motion of Rep. Cordrey, **HA 26** was stricken.

HA 27 was introduced by Rep. Miller. Rep. Justice moved to table **HA 27**. Rep. Miller requested a roll call on the tabling motion. Roll call taken and revealed:

YEAS: Derrickson, Dillman, Harkins, Hering, Jarvis, Justice, Kirk, Knox, Leshar, Little, Poulterer, Quillen, Seibel, Weiss, Mr. Speaker Frederick - 15.

NAYS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Johnson, Jonkiert, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Riddagh, Smith, Tribbitt, Wright - 24.

Roll call revealed that **HA 27** was not tabled, therefore, Rep. Miller moved for adoption of **HA 27** by roll call. Roll call was taken on **HA 27**. Rep. Justice moved to table the roll call on **HA 27**. Roll call on Rep. Justice's motion was taken and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshar, Little, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Weiss, Mr. Speaker Frederick - 23.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Moerschel, Orth, Tribbitt, Wright - 16.

Rep. Wright requested to table the roll call on the motion to table the roll call. Mr. Speaker ruled against Rep. Wright's motion. Therefore, roll call was tabled.

HA 28 was introduced by Rep. Cordrey. By request of Rep. Cordrey, roll call was taken on **HA 28** and revealed:

YEAS: Boulden, Clendaniel, Cordrey, Derrickson, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Orth, Quillen, Riddagh, Smith, Tribbitt, Wright - 19.

NAYS: Berndt, Billingsley, Connor, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Seibel, Weiss, Mr. Speaker Frederick - 20.

HA 28, not having received a constitutional majority was declared defeated in the House.

HA 29 was introduced by Rep. Cordrey. On motion of Rep. Cordrey, **HA 29** was considered and defeated by voice vote.

HA 30 was introduced by Reps. Jonkiert, Orth. By request of Rep. Jonkiert, roll call was taken on **HA 30** and revealed:

YEAS: Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Justice, Matushefske, Mears, Miller, Orth, Smith, Tribbitt, Wright - 16.

NAYS: Berndt, Billingsley, Boulden, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

HA 30 not having received a constitutional majority was declared defeated in the House.

The House recessed at 5:15 P.M., reconvened at 5:42 P.M.

The House recessed at 5:43 P.M., reconvened at 8:03 P.M.

On motion of Rep. Leshner, **HB 959** with amendments was lifted from the Speaker's table and was again placed before the House for consideration.

HB 959 with amendments was placed on Speaker's table.

Rep. Justice moved to lift the roll call on **HA 27**. By request of Rep. Matushefske, roll call on that motion was taken and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Harrington, Hearn, Johnson, Matushefske, Mears, Miller, Smith, Tribbitt, Wright - 13.

NOT VOTING: Gruwell - 1.

ABSENT: Jonkiert, Orth - 2.

Roll call on **HA 27** was lifted and revealed:

YEAS: Berndt, Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Heckert, Johnson, Jonkiert, Matushefske, Mears, Miller, Moerschel, Orth, Smith, Tribbitt, Wright - 19.

NAYS: Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 20.

HA 27 not having received a constitutional majority was declared defeated in the House.

By request of Rep. Leshner, roll call was taken on **HB 959** with amendments. On motion of Rep. Leshner, roll call on **HB 959** with amendments was tabled.

The House recessed at 8:10 P.M., reconvened at 8:45 P.M.

On motion of Rep. Quillen, **SB 792 w/SA 1** had its final reading and was placed before the House for consideration.

SB 792 - An Act to Authorize Kent County Vocational and Technical Center to Grant a Long Term Lease to the Golden Opportunity Center, Inc. to Occupy Premises Owned by Kent County Vocational and Technical Center.

HA 1 was introduced by Rep. Quillen. On motion of Rep. Quillen, **HA 1** was stricken. By request of Rep. Quillen, roll call was taken on **SB 792 w/SA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Harrington - 1.

SB 792 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Gruwell, **HB 471** had its final reading and was placed before the House for consideration.

HB 471 - An Act Authorizing the Levy Court of Kent County to Issue Bonds on the Full Faith and Credit of the County Not Exceeding One Million Four Hundred Thousand Dollars (\$1,400,000.00) to Provide Funds for the Construction of a County Office Building or an Addition to or to Reconstruct the Existing Court House and the Construction of Office and Storage Space and

Equipment to be Used therein Providing for the Purchase of Real Estate and Providing for the Method of Repayment of Said Bonds.

HA 1 was introduced by Rep. Gruwell. On motion of Rep. Gruwell, HA 1 was considered and adopted by voice vote. By request of Rep. Gruwell, roll call was taken on HB 471 w/HA 1. On motion of Rep. Gruwell, roll call was tabled.

On motion of Rep. Hering, SS 1 for SB 356 was again before the House for consideration.

SS 1 for SB 356 - An Act Relating to the General Revision of the Criminal Law of this State by Amending Part I, Title 11, Delaware Code, entitled "Crimes and Criminal Procedure"; by a General Revision of that part to be Effected by Repealing that part in its Entirety and Substituting therefore a New Part; and further, to Amend Parts II, and III, Title 11, Delaware Code, relating to Criminal Procedure, Particularly Chapters 19, 27, 29, 35, 37, 39, 43, 47, and 59.

On motion of Rep. Weiss, HA 4 was reconsidered. By request of Rep. Weiss, roll call was taken on HA 4 and revealed:

YEAS: Poulterer, Weiss - 2.

NAYS: Berndt, Billingsley, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Harkins, Heckert, Hering, Jarvis, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Orth, Riddagh, Seibel, Mr. Speaker Frederick - 21.

NOT VOTING: Boulden, Dobberstein, Gordy, Harrington, Hearn, Johnson, Jonkiert, Justice, Matushefske, Mears, Miller, Smith, Tribbitt, Wright - 14.

ABSENT: Gruwell, Quillen - 2.

HA 4 to SS 1 for SB 356 not having received a constitutional majority was declared defeated in the House.

On motion of Rep. Weiss, HA 8 was considered. By request of Rep. Weiss, roll call was taken on HA 8 and revealed:

YEAS: Knox, Weiss - 2.

NAYS: Berndt, Billingsley, Connor, Derrickson, Dillman, Heckert, Hering, Jarvis, Justice, Kirk, Leshner, Little, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Mr. Speaker Frederick - 18.

NOT VOTING: Boulden, Clendaniel, Cordrey, Dobberstein, Gordy, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Murphy, Orth, Smith, Tribbitt, Wright - 17.

ABSENT: Gruwell, Harkins - 2.

HA 8 to SS 1 for SB 356 not having received a con-

stitutional majority was declared defeated in the House.

On motion of Rep. Weiss, **HA 22** was reconsidered. By request of Rep. Weiss, roll call was taken on **HA 22** and revealed:

YEAS: Berndt, Connor, Harkins, Hering, Jarvis, Justice, Knox, Weiss - 8.

NAYS: Billingsley, Derrickson, Dillman, Heckert, Kirk, Lesh, Moerschel, Poulterer, Quillen, Riddagh, Seibel, Mr. Speaker Frederick - 12.

NOT VOTING: Boulden, Clendaniel, Cordrey, Dobberstein, Gordy, Harrington, Hearn, Johnson, Jonkiert, Little, Matushefske, Mears, Miller, Murphy, Orth, Smith, Tribbitt, Wright - 18.

ABSENT: Gruwell - 1.

HA 22 to SS 1 for SB 356 not having received a constitutional majority was declared defeated in the House.

On motion of Rep. Justice, **HA 24** was reconsidered. By request of Rep. Justice, roll call was taken on **HA 24** and revealed:

YEAS: Connor, Harkins, Justice, Knox, Little, Seibel, Weiss - 7.

NAYS: Berndt, Billingsley, Derrickson, Dillman, Heckert, Hering, Jarvis, Kirk, Lesh, Moerschel, Poulterer, Quillen, Riddagh, Mr. Speaker Frederick - 14.

NOT VOTING: Boulden, Clendaniel, Cordrey, Dobberstein, Gordy, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Murphy, Orth, Smith, Tribbitt, Wright - 17.

ABSENT: Gruwell - 1.

HA 24 to SS 1 for SB 356 not having received a constitutional majority was declared defeated in the House.

On motion of Rep. Riddagh, **HA 26** was reconsidered. By request of Rep. Riddagh, roll call was taken on **HA 26** and revealed:

YEAS: Berndt, Billingsley, Connor, Dillman, Hering, Jarvis, Justice, Kirk, Knox, Lesh, Moerschel, Murphy, Quillen, Riddagh, Mr. Speaker Frederick - 15.

NAYS: Heckert, Seibel, Weiss - 3.

NOT VOTING: Boulden, Clendaniel, Cordrey, Derrickson, Gordy, Harkins, Harrington, Hearn, Johnson, Little, Matushefske, Mears, Miller, Orth, Poulterer, Smith, Tribbitt, Wright - 18.

ABSENT: Dobberstein, Gruwell, Jonkiert - 3.

HA 26 to SS 1 for SB 356 not having received a constitutional majority was declared defeated in the House.

On motion of Rep. Riddagh, **HA 27** was reconsidered.

By request of Rep. Riddagh, roll call was taken on HA 27 and revealed:

YEAS: Lesh, Quillen, Riddagh - 3.

NAYS: Berndt, Billingsley, Connor, Derrickson, Harkins, Jarvis, Johnson, Justice, Kirk, Knox, Little, Moerschel, Murphy, Poulterer, Seibel, Weiss, Mr. Speaker Frederick - 17.

NOT VOTING: Boulden, Clendaniel, Cordrey, Dillman, Gordy, Harrington, Hearn, Heckert, Hering, Mears, Miller, Orth, Smith, Tribbitt, Wright - 15.

ABSENT: Dobberstein, Gruwell, Jonkiert, Matushefske - 4.

HA 27 to SS 1 for SB 356 not having received a constitutional majority was declared defeated in the House.

On motion of Rep. Riddagh, HA 28 was reconsidered. By request of Rep. Riddagh, roll call was taken on HA 28 and revealed:

YEAS: Lesh, Quillen, Riddagh - 3.

NAYS: Berndt, Billingsley, Connor, Derrickson, Harkins, Jarvis, Justice, Kirk, Knox, Little, Moerschel, Murphy, Poulterer, Seibel, Weiss, Mr. Speaker Frederick - 16.

NOT VOTING: Boulden, Clendaniel, Cordrey, Dillman, Dobberstein, Gordy, Harrington, Hearn, Heckert, Hering, Johnson, Matushefske, Mears, Miller, Orth, Smith, Tribbitt, Wright - 18.

ABSENT: Gruwell, Jonkiert - 2.

HA 28 to SS 1 for SB 356 not having received a constitutional majority was declared defeated in the House.

Rep. Hering requested a roll call on SS 1 for SB 356. Rep. Tribbitt moved for a fifteen (15) minute recess. By request of Rep. Tribbitt, roll call was taken on the motion to recess and revealed:

YEAS: Boulden, Clendaniel, Cordrey, Gordy, Harrington, Hearn, Heckert, Johnson, Jonkiert, Matushefske, Mears, Miller, Orth, Smith, Tribbitt, Wright - 16.

NAYS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Hering, Jarvis, Justice, Kirk, Knox, Lesh, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 22.

ABSENT: Gruwell - 1.

The motion to recess not having received the required number of votes was lost.

The minority party left the Chamber excepting Rep. Clendaniel.

By request of Rep. Hering, roll call on **SS 1 to SB 356** with amendments was taken. On motion of Rep. Hering, roll call was tabled.

Rep. Jarvis commented on the fact that all Democrat members walked out of the Chamber just before the vote on **SS 1 for SB 356**.

**COMMENTS OF REPRESENTATIVE GEORGE JARVIS
BEFORE THE MEMBERS OF THE 126th GENERAL AS-
SEMBLY - June 29, 1972**

Mr. Speaker. I know that there are very few citizens of the State of Delaware present here tonight. I know that in the balcony there are only those few people who are perhaps interested in special legislation which may be appearing before this House or the Senate. And I notice that the news media is conspicuous by its absence. But I hope that somehow it is reported to the people in the State of Delaware that the Democratic Party has nominated a man for Governor and a man for Lieutenant Governor who sat in this House and tonight walked out on a vote.

Now, it is not distressing to me to see that the Democratic Party and its leadership vacillate in its commitment to a better society for all Delawareans. They have been 'waffling' on their commitments for the past six years. That is the reason the people keep returning Republicans to office, because although the issues are sticky, the issues are tough, we do sit here, we do vote our conscience, we do vote our constituents. We're not afraid to sit here and be judged by the very people this fall who will determine whether some of us will come back to this chamber or not.

But the man running for Governor, who has not said anything in two years since he's been here, the man running for Lieutenant Governor, who happens to be one of the biggest tools of one of the biggest political bosses in the State of Delaware, walked out of this chamber tonight in a fit of pique, in a bit of comedy. That is fine. But there are many people in this State, and in the Bar Association particularly, who have struggled for six years, six long years, to try to get this Revised Criminal Code in some kind of shape so that the Attorney General present, and the Attorney General future, will have something decent to work with in the area of law enforcement.

Now the Democratic platform I'm sure will call for

law enforcement. I'm sure they'll call for more expenditures for prisons, they'll call for more expenditures to defend the criminals. But when their representatives, the representatives of the people's party, had a chance to demonstrate tonight that they truly were, they truly were for a just society, they walked out.

I hope that the press notes this. I hope the press is awake to the fact that the Lieutenant Governor candidate and the gubernatorial candidate of the Democratic Party left the people of Delaware in the lurch, left the people of Delaware without a Revised Criminal Code.

Now we have negotiated on this side in good faith trying to get this Criminal Code passed. We have negotiated in good faith trying to get the Bond Bill passed. Again we run into those petty, partisan, two-bit, city hall type of politics, that the Democratic Party has been noted for.

Now I have noted in the press that there has been much praise for the Democratic Party and the fine, fine convention they ran. Well, they may have covered over the veneer of the Democratic Party with some kind of a covering which indicates that they have reformed. These empty seats, except for one representative, indicate they have not in any way changed the rotten, stinking politics that they have had in this State for the last ten years.

And I say to you, Mr. Speaker, that that man who wants to be Governor of the State of Delaware, and that man who wants to be Lieutenant Governor, tonight abdicated their responsibilities to the people of Delaware. They walked out. And I think that the press ought to report to the people of Delaware that they walked out when we tried to get better justice, when we tried to give tools to the Attorney General in order that he can really prosecute the criminals and put those people who are committing crimes in jail. He cannot do it because he doesn't have the Revised Criminal Code.

We have spent thousands of dollars trying to upgrade the judges, upgrade the courtrooms. It does no good unless this Criminal Code passes. Now we have debated it long and hard. I think that it is a disgrace to the people in Delaware, to this State, that the leadership of the Democratic Party, epitomized by Sherman Tribbitt, the candidate for Governor, Clifford Hearn, candidate for Lieutenant Governor, walked out on this chamber. I don't think that is any great mark on the Democratic Party for nominating those two men, who,

in my opinion, are a disgrace to this chamber, to those high offices.

On motion of Rep. Hering, **SB 716 w/SA 1** had its final reading and was placed before the House for consideration.

SB 716 - An Act to Ratify and Confirm the Title of Joseph H. Simpson to Certain Land and to Authorize the Secretary of State to Execute a Deed therefor.

Rep. Hering requested that letters from Mr. W. Laird Stabler, Jr., Attorney General, State of Delaware, and Mr. Austin N. Heller, Secretary, Department of Natural Resources and Environmental Control be read into the record.

June 28, 1972

Honorable George C. Hering III
Chairman, House Judiciary Committee
House of Representatives
Dover, Delaware 19901

Dear Representative Hering:

You have requested that I advise you as to the State's position concerning the Senate Bill now in your Committee pertaining to Rock Turn Island.

Please be advised that the State claims title to the property in question. The Department of Justice takes no position on the proposed legislation except to advise you that the Legislature may legally grant whatever the State's title is to the private parties involved.

Sincerely,
W. Laird Stabler, Jr.

WLS:rp

June 28, 1972

The Honorable George C. Hering, III
House of Representatives
State of Delaware
Dover, Delaware 19901

Re: Senate Bill No. 716

Dear Representative Hering:

I am advised that **Senate Bill No. 716**, having been

passed by the Senate, is now in your committee in the House of Representatives for action. In my capacity as Secretary of the Department of Natural Resources and Environmental Control, I want you to know that I am opposed to that legislation.

Some time ago the State received a request from Robert Tunnell, Esquire, on behalf of Messrs. Simpson and/or Porter concerning the status of Rock Turn Island and the claims to Rock Turn Island being asserted by Messrs. Simpson and/or Porter therein. The original request was sent to Mr. Davidson of the Department of Highways and Transportation, and Mr. Davidson had John T. Gallagher, Esquire, who has been active in prosecuting the beach lands litigation on behalf of the State, to examine the title question concerning Rock Turn Island. Mr. Gallagher prepared a confidential report which could be made available to you that concluded that title to Rock Turn Island remains vested in the State of Delaware and presented certain recommendations concerning the disposition of the possible private claims. Eventually, jurisdiction of this matter came under me and I have discussed it with Mr. Gallagher and Mr. Stabler, the Attorney General. I can report that efforts have been made to find some middle ground for resolving the disputes, short of litigation. Apparently, the private parties are disposed to resolve the matter once and for all by having the General Assembly clarify their title interests in Rock Turn Island vis-a-vis the State of Delaware.

As justification for legislative action, it has been argued that it is unfair to require Mr. Simpson to litigate his claim in the courts because that would be too expensive for him and will take too long. My impression is, however, that once the private claimants (and apparently there are four of them) succeed in eliminating the State as a contestant, they will litigate with each other to have their conflicting property interests decided. Thus, the argument for legislative action is hardly persuasive.

I am also advised that Mr. Simpson and others in interest were represented by counsel when they bought their Rock Turn Island lands and that title insurance policies were written at that time to safeguard those interests. Accordingly, these persons are not without recourse if the Legislature fails to act.

I am very much opposed to the General Assembly resolving title disputes that ought to be resolved by

negotiation of the parties involved or by litigation if negotiations fail. The value of Rock Turn Island to the State if it were successful in establishing its claim is enormous. I oppose an approach whereby the State, through the General Assembly, simply abandons its claim to valuable real estate in favor of private litigants. Accordingly, it is my hope that the House of Representatives will not see fit to approve this legislation, but will, in effect, allow the private litigants to resolve their claims with the State by negotiation or, failing negotiation, have those claims resolved by the appropriate court.

Sincerely,
Austin N. Heller
Secretary

Rep. Murphy requested that a letter, dated May 25, 1954, from Mr. W.A. McWilliams, Chief Engineer, State Highway Department, be read into the record.

May 25, 1954

Mr. John Marsh
Rehoboth Beach, Delaware

Dear Mr. Marsh:

In answer to your letter of May 7th, 1954, I have investigated the conditions surrounding your claim to Rock Turn Island located in the Indian River Bay area, and have arrived at the conclusion that the title to your land is sufficient to assure the State Highway Department of your ownership, therefore, I did not bring it to the attention of the Department for an approval of a quit claim deed. However, if you do not consider this letter as satisfactory evidence of our agreement to your claim, I shall be happy to ask for a quit claim deed for you.

Very truly yours,
W. A. McWilliams
Chief Engineer

WAMcW:W

Rep. Hering requested privilege of the floor for Mr. Warren Burt, attorney, representing the clients, David and Barbara Porter. Rep. Heckert requested privilege of the floor for Mr. W. Laird Stabler, Jr., Attorney General, State of Delaware. By request of Rep. Hering,

roll call was taken on **SB 716** and revealed:

YEAS: Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

NOT VOTING: Berndt, Billingsley, Hearn, Heckert, Hering - 5.

SB 716 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Seibel, **HB 750 w/HA 3,4,6,11** was lifted from the Speaker's table and was again before the House for consideration.

HB 750 - An Act to amend Title 4, Title 6, Title 7, Title 10, Title 11, Title 12, Title 13, Title 18, Title 19, Title 21, Title 23, Title 24, Title 25, Title 29, and Title 31 of the Delaware Code relating to Age of Majority in Delaware; and changing Age Requirements for Certain Acts, Rights and Privileges presently enjoyed by persons twenty-one years of age and older.

Rep. Seibel moved to rescind the roll call on **HB 750**. Roll call rescinded.

HA 14 was introduced by Rep. Derrickson. By request of Rep. Derrickson, roll call was taken on **HA 14** and revealed:

YEAS: Boulden, Clendaniel, Connor, Cordrey, Derrickson, Gordy, Harrington, Heckert, Jonkiert, Kirk, Leshner, Matushefske, Mears, Riddagh, Smith - 15.

NAYS: Berndt, Billingsley, Dillman, Dobberstein, Gruwell, Harkins, Hearn, Hering, Jarvis, Johnson, Justice, Knox, Little, Miller, Moerschel, Murphy, Poulterer, Quillen, Seibel, Tribbitt, Wright, Mr. Speaker Frederick - 22.

NOT VOTING: Weiss - 1.

ABSENT: Orth - 1.

HA 14 not having received a constitutional majority was declared defeated in the House.

HA 15 was introduced by Rep. Derrickson. On motion of Rep. Derrickson, roll call was taken on **HA 15** and revealed:

YEAS: Berndt, Billingsley, Clendaniel, Derrickson, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Justice, Knox, Leshner, Little, Matushefske,

Mears, Moerschel, Murphy, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 26.

NAYS: Boulden, Connor, Cordrey, Dillman, Harkins, Jarvis, Johnson, Jonkiert, Kirk, Miller, Orth, Poulterer, Quillen - 13.

HA 15 having received a constitutional majority was declared adopted in the House.

HA 16 was introduced by Rep. Seibel. Placed with bill. On motion of Rep. Seibel, **HA 16** was considered and adopted by voice vote. By request of Rep. Seibel, roll call was taken on **HB 750 w/HA 3,4,6,11,15,16** and revealed:

YEAS: Berndt, Billingsley, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Knox, Leshner, Little, Matushefske, Mears, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

NAYS: Boulden, Kirk, Miller - 3.

NOT VOTING: Orth - 1.

ABSENT: Harrington - 1.

HB 750 w/HA 3,4,6,11,15,16 having received 2/3 vote was declared passed in the House.

On motion of Rep. Leshner, **HB 771** had its final reading and was placed before the House for consideration.

HB 771 - An Act making a Supplementary Appropriation to Diamond State Youth, Inc.

Rep. Weiss moved to defer **HB 771** for information of Boys Home. After a voice vote did not make the wishes of the House clear, Mr. Speaker called for a roll call vote. Roll call taken on the motion to defer **HB 771** and revealed:

YEAS: Berndt, Connor, Derrickson, Dobberstein, Harkins, Hering, Justice, Kirk, Knox, Little, Mears, Miller, Murphy, Poulterer, Riddagh, Weiss, Mr. Speaker Frederick - 17.

NAYS: Billingsley, Boulden, Clendaniel, Cordrey, Dillman, Gordy, Gruwell, Harrington, Hearn, Heckert, Jarvis, Johnson, Jonkiert, Leshner, Matushefske, Moerschel, Orth, Quillen, Seibel, Smith, Tribbitt, Wright - 22.

By request of Rep. Leshner, roll call was taken on **HB 771** and tabled.

On motion of Rep. Little, **HB 786** had its final reading and was placed before the House for consideration.

HB 786 - An Act to amend Title 14, Delaware Code, by creating a New Chapter 85 establishing the Delaware

Advisory Council on Career Education, and making a Supplementary Appropriation thereto.

On motion of Rep. Little, **HA 1** was considered and adopted by voice vote.

On motion of Rep. Little, **HA 2** was considered and adopted by voice vote.

Rep. Heckert requested privilege of the floor for Mr. Bill Long, Superintendent of Schools, Seaford and President, Chief School Officers Association. By request of Rep. Little, roll call was taken on **HB 786 w/ HA 1,2**. On motion of Rep. Little, roll call was tabled.

On motion of Rep. Weiss, **HB 897** had its final reading and was placed before the House for consideration.

HB 897 - An Act to amend Chapter 79, Title 29, Delaware Code, providing for the Establishment of a Division of State Service Centers within the Department of Health and Social Services.

By request of Rep. Weiss, roll call was taken on **HB 897** and revealed:

YEAS: Berndt, Connor, Dillman, Johnson, Jonkiert, Justice, Knox, Little, Miller, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 13.

NAYS: Billingsley, Boulden, Clendaniel, Cordrey, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Kirk, Lesh, Mears, Moerschel, Riddagh, Seibel, Smith - 20.

NOT VOTING: Murphy, Poulterer - 2.

ABSENT: Derrickson, Matushefske, Orth, Quillen - 4.

HB 897 not having received a constitutional majority was declared lost in the House.

On motion of Rep. Dillman, **SB 435 w/SA 1** had its final reading and was placed before the House for consideration.

SB 435 - An Act to amend Chapter 39, Title 18 of the Delaware Code, relating to Casualty Insurance Contracts, restricting certain cancellation and non-racial rights.

HA 1 was introduced by Rep. Billingsley. Placed with bill. On motion of Rep. Billingsley, **HA 1** was considered and adopted by voice vote.

Rep. Dillman requested privilege of the floor for Mr. Lew Darlin, a representative of the State Insurance Department. By request of Rep. Dillman, roll call was taken on **SB 435 w/SA 1** and **HA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering,

Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

NOT VOTING: Harkins - 1.

ABSENT: Orth - 1.

SB 435 w/SA 1 and **HA 1** having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, roll call was lifted on **HB 771** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NAYS: Quillen, Riddagh - 2.

NOT VOTING: Hering - 1.

HB 771 having received a 3/4 vote was declared passed in the House.

The following bills were reported out of Committee:

Appropriations: **SS 1** for **SB 698-4M**. Community Affairs: **SJR 21-4M**. Judiciary: **HB 813-4M**; **HB 814-4M**; **HB 965-1F, 3M**; **SB 450-1F, 3M**; **SB 717-4M**. Natural Resources: **HB 535-4M**; **HB 807-4M**; **SB 258-4M**; **SB 639-4M**.

On motion of Rep. Jarvis, **HB 775** was stricken.

The House recessed to the call of the Chair at 11:30 P.M.

49th LEGISLATIVE DAY - Second Session

June 30, 1972

The Speaker called the House to order at 10:55 P.M. The Majority Leader moved to adjourn at 10:56 P.M., thereby ending the previous legislative day. The House reconvened at 10:56 P.M. There was a prayer by Rep. Riddagh.

The Speaker led those present in a salute to the flag.

Members present: 39 present.

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

Communications: The Majority Leader recognized members of Girls' State seated in the balcony.

The following bill was reported out of Committee:

Appropriations: **HB 822-4M**.

HA 2 to HB 509 was introduced by Rep. Gordy. Placed with bill.

HA 1 to HB 717 was introduced by Rep. Connor. Placed with bill.

HA 3 to HB 766 was introduced by Rep. Leshner. Placed with bill.

HA 6 to HB 797 was introduced by Rep. Derrickson. Placed with bill.

HA 5 to HB 836 was introduced by Rep. Hering. Placed with bill.

HA 1 to SB 717 was introduced by Judiciary Committee. Placed with bill.

On motion of Rep. Jarvis, **SB 757 w/SA 2,3,5,6, 9,11,12,14,15,16,17** was placed on the Speaker's table. Also on motion of Rep. Jarvis, **SB 779** and **SB 785** were placed on the Speaker's table.

On motion of Rep. Little, **HB 479** was lifted from the Speaker's table and was again before the House for consideration.

HB 479 - An Act to amend Chapter 49, Title 10, Delaware Code, by exempting wages from attachment, execution or other process.

By request of Rep. Little, roll call was taken on **HB 479**. On motion of Rep. Little, roll call was tabled.

On motion of Rep. Hering, **SS 1** for **SB 761** had its final reading and was placed before the House for consideration.

SS 1 for **SB 761** - An Act to Amend Chapter 41, Part IV, Title 15, of the Delaware Code relating to the Qualifications of Candidates for Elective Office.

By request of Rep. Hering, roll call was taken on **SS 1** for **SB 761** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Weiss, Wright, Mr. Speaker Frederick - 35.

NOT VOTING: Tribbitt - 1.

ABSENT: Derrickson, Dillman, Harkins - 3.

SS 1 for **SB 761** having received a 2/3 vote was declared passed in the House.

On motion of Rep. Connor, **HB 717** was lifted from the Speaker's table and was again before the House for consideration.

HB 717 - An Act to Amend Title 29, Delaware Code,

by creating Chapter 96 relating to lists of names and addresses of residents of this State in possession of State departments, agencies and institutions and employees.

HA 1 was introduced by Rep. Connor. Placed with bill. On motion of Rep. Connor, **HA 1** was considered and adopted by voice vote. By request of Rep. Connor, roll call was taken on **HB 717 w/HA 1** and revealed:

YEAS: Berndt, Clendaniel, Connor, Cordrey, Dillman, Dobberstein, Gordy, Hering, Justice, Kirk, Knox, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Quillen, Riddagh, Seibel, Weiss, Wright, Mr. Speaker Frederick - 24.

NAYS: Billingsley, Gruwell, Harrington, Hearn, Heckert, Jonkiert, Leshar, Poulterer, Smith - 9.

NOT VOTING: Jarvis, Johnson - 2.

ABSENT: Boulden, Derrickson, Harkins, Tribbitt - 4.

HB 717 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Little, roll call on **HB 479** was lifted and revealed.

HB 479 - An Act to Amend Chapter 49, Title 10, Delaware Code, by exempting wages from attachment, execution or other process.

YEAS: Billingsley, Boulden, Connor, Hearn, Jarvis, Johnson, Jonkiert, Justice, Knox, Little, Matushefske, Miller, Murphy, Orth, Poulterer, Quillen, Seibel, Weiss, Wright, Mr. Speaker Frederick - 20.

NAYS: Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Heckert, Hering, Kirk, Leshar, Mears, Moerschel, Riddagh, Smith - 13.

NOT VOTING: Berndt, Dobberstein - 2.

ABSENT: Derrickson, Dillman, Harkins, Tribbitt - 4.

HB 479 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **SB 755** was again placed before the House for consideration.

SB 755 - An Act to Amend Chapter 6 of Title 29, Delaware Code relating to Staggered Senatorial Districts.

On motion of Rep. Little, roll call was lifted on **HA 1** to **SB 755** and revealed:

YEAS: Berndt, Connor, Derrickson, Dobberstein, Heckert, Hering, Jarvis, Justice, Kirk, Leshar, Little, Moerschel, Poulterer, Riddagh, Weiss, Mr. Speaker Frederick - 16.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Har-

rington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Orth, Smith, Tribbitt, Wright - 15.

NOT VOTING: Billingsley, Gruwell, Seibel - 3.

ABSENT: Dillman, Harkins, Knox, Murphy, Quillen - 5.

HA 1 to SB 755 not having received a constitutional majority was declared defeated in the House.

By request of Rep. Hering, roll call was taken on **SB 755**. On motion of Rep. Hering, roll call was tabled.

On motion of Rep. Little, roll call on **HB 786** was lifted from the Speaker's table and revealed:

HB 786 - An Act to Amend Title 14, Delaware Code, by creating a new Chapter 85, establishing the Delaware Advisory Council on career education, and making a supplementary appropriation thereto.

YEAS: Berndt, Billingsley, Connor, Dillman, Hering, Johnson, Jonkiert, Justice, Knox, Little, Matushefske, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Weiss, Wright, Mr. Speaker Frederick - 21.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Jarvis, Leshar, Mears, Smith, Tribbitt - 12.

NOT VOTING: Dobberstein, Heckert, Kirk, Seibel - 4.

ABSENT: Derrickson, Harkins - 2.

HB 786 having received a constitutional majority was declared passed in the House.

On motion of Rep. Heckert, roll call on **SB 525** was lifted and rescinded.

SB 525 - An Act to Amend Delaware Code, Title 14, by enacting a new Chapter relating to Private Business and Trade Schools.

HA 2 was introduced by Rep. Matushefske. Placed with bill. On motion of Rep. Matushefske, **HA 2** was considered and adopted by voice vote.

HA 3 was introduced by Rep. Matushefske. Placed with bill. On motion of Rep. Matushefske, **HA 3** was stricken. By request of Rep. Heckert, roll call was taken on **SB 525 w/SA 1 and HA2** and revealed:

YEAS: Berndt, Billingsley, Clendaniel, Cordrey, Dillman, Dobberstein, Gordy, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Knox, Little, Matushefske, Mears, Miller, Moerschel, Orth, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright - 30.

NAYS: Murphy - 1.

NOT VOTING: Boulden, Connor, Kirk, Leshar, Poulterer, Mr. Speaker Frederick - 6.

ABSENT: Derrickson, Gruwell - 2.

SB 525 w/SA 1 and **HA 2** having received a constitutional majority was declared passed in the House.

On motion of Rep. Gruwell, roll call on **HB 471** was lifted.

HB 471 - An Act authorizing the Levy Court of Kent County to issue bonds on the full faith and credit of the county not exceeding one million four hundred thousand dollars (\$1,400,000.00) to provide funds for the construction of a county office building or an addition to or to reconstruct the existing court house and the construction of office and storage space and equipment to be used therein providing for the purchase of real estate and providing for the method of repayment of said bonds.

HA 1 was introduced by Rep. Gruwell. Placed with bill. On motion of Rep. Gruwell, **HA 1** was considered and adopted by voice vote. Roll call on **HB 471 w/HA 1** revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Cordrey, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Justice, Matushefske, Mears, Miller, Moerschel, Orth, Riddagh, Seibel, Smith, Tribbitt, Wright - 23.

NAYS: Knox, Poulterer - 2.

NOT VOTING: Connor, Derrickson, Dillman, Harkins, Heckert, Hering, Jarvis, Kirk, Leshner, Little, Murphy, Weiss, Mr. Speaker Frederick - 13.

ABSENT: Quillen - 1.

HB 471 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Billingsley, **HB 773** was lifted from the Speaker's table and was again before the House for consideration.

HB 773 - An Act to Amend Chapter 34, Title 14, Delaware Code relating to Higher Education Scholarships.

HA 1 was introduced by Rep. Billingsley. Placed with bill. On motion of Rep. Billingsley, **HA 1** was considered and adopted by voice vote.

HA 2 was introduced by Rep. Billingsley. Placed with bill. On motion of Rep. Billingsley, **HA 2** was considered and adopted by voice vote. By request of Rep. Billingsley, roll call was taken on **HB 773 w/HA 1,2** and revealed:

YEAS: Berndt, Billingsley, Boulden, Connor, Dillman, Dobberstein, Gruwell, Harkins, Hearn, Hering,

Jarvis, Jonkiert, Justice, Kirk, Knox, Little, Matushefske, Miller, Moerschel, Orth, Poulterer, Quillen, Riddagh, Seibel, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 28.

NAYS: Clendaniel, Harrington, Smith - 3.

NOT VOTING: Cordrey, Derrickson, Gordy, Heckert, Johnson, Mears, Murphy - 7.

ABSENT: Leshner - 1.

HB 773 w/HA 1,2 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, roll call on **SB 647** was lifted.

SB 647 - An Act to Amend Chapter 90, Title 16, Delaware Code, relating to the Appropriation to the Hospital Construction Fund and the establishment of a provision for a Revolving Fund.

Roll call on **SB 647** revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Johnson, Justice, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright - 34.

NOT VOTING: Jonkiert, Kirk, Jarvis, Quillen, Mr. Speaker Frederick - 5.

SB 647 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Poulterer, **HB 955 w/HA 1** was lifted from the Speaker's table and was again before the House for consideration.

HB 955 - An Act to Amend Chapter 1 of Title 17, Delaware Code relating to Sidewalk Construction.

HA 2 was introduced by Rep. Poulterer. Placed with bill. On motion of Rep. Poulterer, **HA 2** was considered and adopted by voice vote. By request of Rep. Poulterer, roll call on **HB 955 w/HA 1,2** was taken and revealed:

YEAS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Jarvis, Johnson, Justice, Kirk, Knox, Little, Moerschel, Orth, Poulterer, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 25.

NAYS: Billingsley, Harrington, Smith - 3.

NOT VOTING: Derrickson, Hering, Jonkiert, Leshner, Matushefske, Mears, Miller, Wright - 8.

ABSENT: Moerschel, Poulterer, Tribbitt - 3.

HB 955 w/HA 1,2 having received a constitutional majority was declared passed in the House.

On motion of Rep. Justice, roll call on **HB 731 w/HA 1,2** was lifted.

HB 731 - An Act to Amend Section 2301, Title 21, Delaware Code relating to the Registration of Motor vehicles by prohibiting registration or sale of motor vehicles on which there are outstanding traffic citations.

By request of Rep. Justice, roll call on **HB 731 w/HA 1,2** revealed:

YEAS: Berndt, Connor, Cordrey, Dillman, Dobberstein, Gruwell, Harkins, Heckert, Hering, Justice, Kirk, Knox, Little, Moerschel, Murphy, Orth, Poulterer, Seibel, Weiss, Mr. Speaker Frederick - 20.

NAYS: Boulden, Clendaniel, Gordy, Harrington, Hearn, Jarvis, Johnson, Jonkiert, Leshar, Matushefske, Mears, Miller, Smith, Tribbitt, Wright - 15.

NOT VOTING: Billingsley, Riddagh - 2.

ABSENT: Derrickson, Quillen - 2.

HB 731 w/HA 1,2 not having received a 2/3 vote was declared lost in the House.

On motion of Rep. Jarvis, **HB 928** had its final reading and was placed before the House for consideration.

HB 928 - An Act to Amend Subchapter VIII, of Chapter 5, Title 4, Delaware Code, by decreasing the rate of taxation of wine, and by providing for a tax reduction on the floor stock and inventory commensurate with the decrease in rate of taxation.

On motion of Rep. Jarvis, **HA 1** was considered and adopted by voice vote.

HA 2 was introduced by Rep. Jarvis. Placed with bill. On motion of Rep. Jarvis, **HA 2** was considered and adopted by voice vote. By request of Rep. Jarvis, roll call was taken on **HB 928 w/HA 1,2** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

HB 928 w/HA 1,2 having received a constitutional majority was declared passed in the House.

On motion of Rep. Little, **SB 719 w/SA 1** had its final reading and was placed before the House for consideration.

SB 719 - An Act to Amend Chapter 33, Title 19, Delaware Code, relating to Unemployment Compensation.

By request of Rep. Little, roll call was taken on **SB 719** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Tribbitt - 1.

SB 719 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Little, **SB 720** had its final reading and was placed before the House for consideration.

SB 720 - An Act to Amend Chapter 33, Title 19, Delaware Code, relating to Unemployment Compensation.

By request of Rep. Little, roll call was taken on **SB 720** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

SB 720 having received a constitutional majority was declared passed in the House.

On motion of Rep. Little, **SB 726** had its final reading and was placed before the House for consideration.

SB 726 - An Act to Amend Chapter 23, Title 19, Delaware Code, relating to Workmen's Compensation.

HA 1 was introduced by Rep. Gordy. Placed with bill. On motion of Rep. Gordy, **HA 1** was considered and a voice vote was taken. After a voice vote failed to indicate the wishes of the House, the Speaker requested a roll call on the amendment. Roll call taken on **HA 1** was revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Kirk, Leshar, Mears, Miller, Orth,

Riddagh, Smith, Tribbitt, Wright, Mr. Speaker Frederick - 27.

NAYS: Berndt, Justice, Knox, Little, Poulterer, Quillen, Seibel, Weiss - 8.

NOT VOTING: Moerschel, Murphy - 2.

ABSENT: Harkins, Matushefske - 2.

HA 1 to SB 726 having received a constitutional majority was declared adopted in the House.

Rep. Little requested privilege of the floor for Mr. James Rosbrow, State Secretary of Labor. By request of Rep. Little, roll call was taken on SB 726 w/HA 1 and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Kirk, Knox, Leshner, Little, Matushefske, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Seibel, Riddagh, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 35.

NAYS: Derrickson, Justice, Mears - 3.

ABSENT: Harkins - 1.

SB 726 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Little, SB 734 had its final reading and was placed before the House for consideration.

SB 734 - An Act to Amend Chapters 21 and 23, Title 19, Delaware Code, relating to Workmen's Compensation, by changing certain of the Administrative and Penalty provisions thereof.

Rep. Little, requested privilege of the floor for Mr. James Rosbrow, State Secretary of Labor. At the request of Rep. Hearn, Mr. John Mulford, House Attorney, took the floor to give an opinion on the accuracy of the title. By request of Rep. Little, roll call was taken on SB 734 and revealed:

YEAS: Berndt, Boulden, Connor, Cordrey, Derrickson, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

NAYS: Billingsley, Clendaniel - 2.

ABSENT: Dillman, Dobberstein, Justice - 3.

SB 734 having received a constitutional majority was declared passed in the House.

On motion of Rep. Little, SB 735 w/SA 1 had its final

reading and was placed before the House for consideration.

SB 735 - An Act to Amend Chapter 33, Title 19, Delaware Code, relating to Unemployment Compensation.

Rep. Little requested privilege of the floor for Mr. James Rosbrow, State Secretary of Labor. By request of Rep. Little, roll call was taken on **SB 735 w/SA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Johnson, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 35.

ABSENT: Dobberstein, Jarvis, Jonkiert, Quillen - 4.

SB 735 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Little, **SB 743** had its final reading and was placed before the House for consideration.

SB 743 - An Act Amending Chapters 31 and 33, Title 19, Delaware Code, providing for omnibus amendments and corrections relating to the Department of Labor.

By request of Rep. Little, roll call was taken on **SB 743** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

ABSENT: Dobberstein, Jonkiert, Quillen - 3.

SB 743 having received a constitutional majority was declared passed in the House.

Rep. Justice requested that **HS 1** for **HB 816** be placed on the Speaker's table for action later today.

On motion of Rep. Heckert, roll call on **SB 582 w/HA 1** was lifted from the table.

SB 582 - An Act adding a new Chapter to Title 14, Delaware Code entitled "Utilization of Educational Facilities".

By request of Rep. Heckert, roll call was taken on **SB 582 w/HA 1**. Rep. Heckert moved to table the roll call on **SB 582 w/HA 1** by a voice vote. After the voice vote failed to make the intentions of the House clear,

Mr. Speaker requested a roll call on the motion. Roll call taken on the motion to table the roll call taken on **SB 582 w/HA 1** and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Gruwell, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Mears, Miller, Moerschel, Murphy, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Harrington, Hearn, Johnson, Matushefske, Orth, Poulterer, Smith, Tribbitt, Wright - 13.

ABSENT: Dobberstein, Jonkiert, Quillen - 3.

Roll call revealed that roll call taken on **SB 582 w/HA 1** was tabled.

The House recessed at 1:27 P.M., reconvened at 4:07 P.M.

Rep. Leshner moved for a suspension of rules for consideration of **SB 757** with amendments. Motion carried by voice vote. After consultation with the Minority Leader, Rep. Jarvis moved for a 10 minute recess.

House recessed at 4:12 P.M., reconvened at 4:22 P.M.

SB 757 - An Act authorizing the State of Delaware to borrow money to be used for Capital improvements and expenditures in the nature of Capital investments and to issue bonds and notes therefor and appropriating the monies to various agencies of the State.

By request of Rep. Leshner, roll call was taken on **SB 757 w/SA 2,3,5,6,9,11,12,14,15,16, and 17** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright - 38.

NOT VOTING: Mr. Speaker Frederick - 1.

SB 757 w/SA 2,3,5,6,9,11,12,14,15,16 and 17 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Hering, roll call on **SS 1** for **SB 356 w/SA 1,2,3,5 and HA 6,7,9,10,12,14,15,16** was lifted and rescinded.

SS 1 for **SB 356** - An Act relating to the General Revision of the Criminal Law of this State by amending Part I, Title 11, Delaware Code, entitled "Crimes and Criminal Procedure"; by a General Revision of that

part to be effected by repealing that part in its entirety and substituting therefore a new part; and further, to amend Parts II and III, Title 11, Delaware Code, relating to criminal procedure, particularly Chapters 19, 27, 29, 35, 37, 39, 43, 47 and 59.

By request of Rep. Hering, roll call was taken on **SS 1** for **SB 356** with amendments and revealed:

YEAS: Berndt, Billingsley, Boulden, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Hearn, Heckert, Hering, Jarvis, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Mears, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Mr. Speaker Frederick - 33.

NAYS: Clendaniel, Harrington, Johnson, Matushefske, Miller, Wright - 6.

SB 356 w/SA 1,2,3,5 and HA 6,7,9,10,12,14,15, and 16 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Kirk, rules were suspended for the introduction of **HB 967**. **HB 967** was sponsored by Reps. Jarvis, Kirk, Heckert, Frederick, Moerschel, Knox, Seibel, Harkins, Dobberstein, Quillen, Riddagh, Leshar, Connor, Berndt, Weiss, Justice, Derrickson, Poulterer, Dillman, Murphy, Boulden.

HB 967 - An Act making a supplementary appropriation to the Department of Public Instruction for the purpose of creating a Supplementary Equalization Fund and providing for the allocation of the funds appropriated.

On motion of Rep. Kirk, roll call was taken on **HB 967** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

HB 967 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshar, rules were suspended for the purpose of introducing a bill.

HS 1 for **HB 766** - An Act to aid certain fire companies which are organized to extinguish fires or maintain ambulances or rescue trucks, by making appro-

priations for them.

On motion of Rep. Leshner, roll call was taken on **HS 1** for **HB 766** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

HS 1 for **HB 766** having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, rules were suspended for the purpose of introducing a bill.

HB 968 - An Act making a supplementary appropriation to the Boys Home of Delaware, Inc.

Rep. Leshner requested a roll call on **HB 968**. Roll call taken. On motion of Rep. Leshner, roll call on **HB 968** was tabled.

Rep. Tribbitt, moved to suspend rules for consideration of **SS 1** for **SB 63**. By request of Rep. Tribbitt, roll call was taken on the motion to suspend rules and revealed:

YEAS: Boulden, Clendaniel, Connor, Cordrey, Derrickson, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Smith, Tribbitt, Wright, Mr. Speaker Frederick - 18.

NAYS: Berndt, Billingsley, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Riddagh, Seibel, Weiss - 19.

ABSENT: Orth, Quillen - 2.

Roll call revealed that the motion to suspend rules to consider **SS 1** for **SB 63** was defeated.

On motion of Rep. Little, rules were suspended for consideration of **HB 966**.

HB 966 - An Act to Amend Title 11, Section 615, Delaware Code, relating to Drug Detoxification Centers by excluding certain crimes from the effect of this section.

By request of Rep. Little, roll call was taken on **HB 966** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Little,

Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Hering, Jonkiert - 2.

HB 966 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, roll call on **HB 943** was lifted.

HB 943 - An Act authorizing the State of Delaware to borrow money and to issue bonds and notes therefor; and appropriating the funds thus obtained to the Delaware Code Revisors for the purpose of completely recodifying the Delaware Code annotated.

By request of Rep. Hering, roll call revealed:

YEAS: Berndt, Billingsley, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Little, Matushefske, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Weiss, Mr. Speaker Frederick - 30.

NAYS: Clendaniel, Smith, Mears - 3.

NOT VOTING: Boulden, Jonkiert, Tribbitt, Wright - 4.

ABSENT: Harkins, Seibel - 2.

HB 943 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Little, **HR 121** was placed before the House for consideration.

HR 121 - Commending the Delaware State News: those wonderful folks who brought you Tommy Little.

On motion of Rep. Little, **HR 121** was considered and adopted by voice vote.

On motion of Rep. Hering, **HB 965** had its final reading and was placed before the House for consideration.

HB 965 - An Act to amend Chapters 47 and 49, Title 16 of the Delaware Code and **Senate Bill 226** as amended and **House Bill 726** as amended of the 126th General Assembly relating to Family Court jurisdiction over juvenile drug offenses.

By request of Rep. Hering, roll call was taken on **HB 965** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Gordy, Knox - 2.

HB 965 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Gordy, **SS 1** for **SB 732** had its final reading and was placed before the House for consideration.

SS 1 for **SB 732** - An Act to Amend Titles 17 and 7, Delaware Code, to transfer Beach Erosion Control from the Department of Highways and Transportation to the Department of Natural Resources and Environmental Control; to provide penalties for damaging of beaches and to authorize the Secretary of Natural Resources and Environmental Control to issue cease and desist orders to prevent such damage; to authorize the issuance of bonds to finance a Revolving Fund to combat beach erosion and pledging the full faith and credit of the State therefor; and to make a supplemental appropriation.

By request of Rep. Gordy, roll call was taken on **SS 1** for **SB 732** and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Little, Matushefske, Mears, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 34.

NOT VOTING: Berndt, Heckert, Leshar, Miller - 4.

ABSENT: Knox - 1.

SS 1 for **SB 732** having received a 3/4 vote was declared passed in the House.

On motion of Rep. Harkins, rules were suspended for consideration of **HB 822**.

HB 822 - An Act to Amend Chapter 25, Title 29 of the Delaware Code relating to the salaries of State detectives in the employ of the Department of Justice and providing supplementary appropriation therefor.

By request of Rep. Harkins, roll call was taken on **HB 822** and revealed:

YEAS: Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Leshar, Little, Matushefske, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 35.

NAYS: Berndt - 1.

NOT VOTING: Billingsley, Mears - 2.

ABSENT: Knox - 1.

HB 822 having received a constitutional majority was declared passed in the House.

On motion of Rep. Jarvis, **HR 122** was placed before the House for consideration.

HR 122 - Authorizing payment for services rendered by the Legislative Staff of the House of Representatives for the 126th General Assembly.

On motion of Rep. Jarvis, **HR 122** was considered and adopted by voice vote.

On motion of Rep. Jarvis, **HR 120** was placed before the House for consideration.

HR 120 - Appropriating money out of the General Fund of the State Treasury to pay certain expenses of the present Session of the General Assembly.

On motion of Rep. Jarvis, **HR 120** was considered and adopted by voice vote.

The House recessed at 5:30 P.M., reconvened at 8:55 P.M.

On motion of Rep. Billingsley, **SB 664** was lifted from the Speaker's table and was again placed before the House for consideration.

SB 664 - An Act to Amend Title 29, Delaware Code, Chapters 63 and 65 to require all State departments and State agencies and divisions thereof, the Budget Director, the Governor and the General Assembly to include and report in any and all budgetary or appropriation requests or bills an appropriate amount to cover other employment costs ("Fringe Benefits") and to require State departments and agencies to receive reimbursement for the full cost of goods and services provided to others.

HA 1 was introduced by Rep. Justice. Placed with bill. On motion of Rep. Justice, **HA 1** was stricken.

HA 2 was introduced by Rep. Justice. Placed with bill. On motion of Rep. Justice, **HA 2** was stricken.

HA 3 was introduced by Rep. Justice. Placed with bill. Rep. Justice requested a voice vote on the amendment. By request of Rep. Billingsley, roll call was taken on **HA 3** and revealed:

YEAS: Boulden, Clendaniel, Connor, Cordrey, Derickson, Gordy, Harkins, Harrington, Hearn, Hering, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Quillen, Ridgagh, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 28.

NAYS: Berndt, Billingsley, Heckert, Jarvis, Poulter - 5.

NOT VOTING: Dillman, Dobberstein, Gruwell, Johnson, Seibel - 5.

ABSENT: Orth - 1.

HA 3 having received a constitutional majority was declared adopted in the House.

By request of Rep. Billingsley, roll call was taken on **SB 664 w/HA 3** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Orth - 1.

SB 664 w/HA 3 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SB 604** had its final reading and was placed before the House for consideration.

SB 604 - An Act to Provide a Supplementary Appropriation to the Department of Health and Social Services to be used for Salary Reimbursement for an employee of the Delaware Home and Hospital at Smyrna.

By request of Rep. Leshner, roll call was taken on **SB 604** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

SB 604 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SB 609** had its final reading and was placed before the House for consideration.

SB 609 - An Act to provide a supplementary appropriation to the Department of Health and Social Services to be used for salary reimbursement for an employee of the Division of Mental Health.

By request of Rep. Leshner, roll call was taken on **SB 609** and revealed:

YEAS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Billingsley - 1.

SB 609 having received a constitutional majority was declared passed in the House.

On motion of Rep. Lesh, SB 750 had its final reading and was placed before the House for consideration.

SB 750 - An Act to amend Chapter 371, Volume 56, Laws of Delaware, as amended by Chapter 411, Volume 57, Laws of Delaware, for the purpose of constructing sidewalks and acquiring the necessary rights-of-way therefore within the Alfred I. DuPont School District at specific locations.

By request of Rep. Lesh, roll call was taken on SB 750 and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Hering, Heckert, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

NOT VOTING: Connor, Quillen - 2.

SB 750 having received a constitutional majority was declared passed in the House.

On motion of Rep. Lesh, SB 756 had its final reading and was placed before the House for consideration.

SB 756 - An Act to amend Chapters 332 and 379, Volume 58, Delaware Laws by changing the reversion dates for the supplementary appropriations provided therein.

By request of Rep. Lesh, roll call was taken on SB 756 and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Jarvis - 1.

SB 756 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SB 777** had its final reading and was placed before the House for consideration.

SB 777 - An Act directing the Board of Pension Trustees to conduct a study of the feasibility and the proper funding of a common pension plan to cover all public employees in the State of Delaware, including county and municipal employees, but excepting the State Police and Judiciary, and to make recommendations to the 127th General Assembly for appropriate legislative action to create and to finance prudently such a unified system of pension benefits.

By request of Rep. Leshner, roll call was taken on **SB 777** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

SB 777 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SB 778** had its final reading and was placed before the House for consideration.

SB 778 - An Act directing the Board of Pension Trustees to conduct a review and actuarial valuation of suggested changes in the State Employees Pension Plan and to make recommendations to the 127th General Assembly for appropriate legislative action to improve and to protect the solvency of such a plan.

By request of Rep. Leshner, roll call was taken on **SB 778** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

SB 778 having received a constitutional majority

was declared passed the House.

On motion of Rep. Heckert, **SB 660** had its final reading and was placed before the House for consideration.

SB 660 - An Act to permit the Laurel School District to transfer certain funds from its local debt service account to the construction fund account of 1967.

By request of Rep. Heckert, roll call was taken on **SB 660** and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

NAYS: Berndt - 1.

SB 660 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Heckert, **SB 758** had its final reading and was placed before the House for consideration.

SB 758 - An Act to permit the Marshallton-McKean School District to transfer certain funds from its debt service account to its Marbrook Construction Account.

By request of Rep. Heckert, roll call was taken on **SB 758** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright - 37.

NOT VOTING: Mr. Speaker Frederick - 1.

ABSENT: Quillen - 1.

SB 758 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Jarvis, **HB 962** had its final reading and was placed before the House for consideration.

HB 962 - An Act making a supplemental appropriation to the Revenue Study Commission.

By request of Rep. Jarvis, roll call was taken on **HB 962** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Con-

nor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Quillen - 1.

HB 962 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SB 565** had its final reading and was placed before the House for consideration.

SB 565 - An Act authorizing the State of Delaware to issue serial notes to the State Employees' Retirement Fund and appropriating funds for payment of the interest thereon and the redemption thereof.

By request of Rep. Leshner, roll call was taken on **SB 565** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

SB 565 having received a 3/4 vote was declared passed in the House.

On motion of Rep. Derrickson, **HB 746** had its final reading and was placed before the House for consideration.

HB 746 - An Act to amend Chapter 89, Volume 58, Laws of Delaware relating to an appropriation to the Department of Highways and Transportation to correct drainage problems along State Highway Route 14.

By request of Rep. Derrickson, roll call was taken on **HB 746** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Jarvis, Matushefske - 2.

HB 746 having received a constitutional majority was declared passed in the House.

On motion of Rep. Heckert, **HB 961** had its final reading and was placed before the House for consideration.

HB 961 - An Act making a supplementary appropriation to the New Castle County Vocational-Technical Center, to the Kent County Vocational-Technical Center and to the Sussex County Vocational-Technical Center in the amounts of \$7,840, \$13,440 and \$8,960, respectively.

By request of Rep. Heckert, roll call was taken on **HB 961** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Derrickson - 1.

HB 961 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hearn, **HB 715** had its final reading and was placed before the House for consideration.

HB 715 - An Act to provide a supplementary appropriation to the Department of Health and Social Services to be used for salary reimbursement for an employee of the Delaware State Hospital.

HA 1 was introduced by Rep. Lesh, Placed with bill.

On motion of Rep. Lesh, **HA 1** was considered and adopted by voice vote.

HA 2 was introduced by Rep. Hearn. Placed with bill.

On motion of Rep. Hearn, **HA 2** was stricken.

By request of Rep. Hearn, roll call was taken on **HB 715 w/HA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Jarvis, Johnson, Jonkiert, Kirk, Knox, Lesh, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

ABSENT: Derrickson, Hering, Justice - 3.

HB 715 w/HA 1 having received a constitutional majority was declared passed the House.

On motion of Rep. Jonkiert, **HB 887** had its final reading and was placed before the House for consideration.

HB 887 - An Act to amend Part II and Part III, Title 21 of the Delaware Code relating to motor vehicles; prohibiting excessive gas, smoke and fume pollution by providing motor vehicle exhaust standards.

HA 1 was introduced by Rep. Jonkiert. Placed with bill.

On motion of Rep. Jonkiert **HA 1** was considered and adopted by voice vote. By request of Rep. Jonkiert, **HB 887 w/HA 1** was placed on the Speaker's table.

On motion of Rep. Leshner, **SB 749 w/SA 1** had its final reading and was placed before the House for consideration.

SB 749 - An Act making a supplementary appropriation to the Department of Highways and Transportation for the installation of sidewalks.

By request of Rep. Leshner, roll call was taken on **SB 749 w/SA 1** and revealed:

YEAS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seible, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

NAYS: Billingsley - 1.

SB 749 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SB 728 w/SA 1,2** had its final reading and was placed before the House for consideration.

SB 728 - An Act to amend Chapter 33, Title 19, Delaware Code, relating to unemployment compensation, and making a supplemental appropriation to the contingency fund.

By request of Rep. Leshner, roll call was taken on **SB 728 w/SA 1,2** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Sei-

bel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

SB 728 w/SA 1, 2 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SS 1 for SB 698** had its final reading and was placed before the House for consideration.

SS 1 for SB 698 - An Act to amend Chapter 55, Title 29, Delaware Code, entitled "State Employees' Pension Plan" Chapter 83, Title 11, Delaware Code, entitled "State Police Pensions Disability and Death Benefits", Chapter 39, Title 14, Delaware Code, entitled "Teachers' Retirement and Disability Pensions"; and Chapter 56, Title 29, Delaware Code, "Pensions for Members of the State Judiciary".

By request of Rep. Leshner, roll call was taken on **SS 1 for SB 698** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NAYS: Harkins - 1.

ABSENT: Little, Quillen - 2.

SS 1 for SB 698 having received a constitutional majority was declared passed in the House.

On motion of Rep. Leshner, **SB 693** had its final reading and was placed before the House for consideration.

SB 693 - An Act to amend Chapter 83, Title 29 of the Delaware Code relating to hearings held by the State Board of Pension Trustees, and the subpoenaing by the Board of Witnesses or Documents.

By request of Rep. Leshner, roll call was taken on **SB 693** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

ABSENT: Jonkiert, Little, Quillen - 3.

SB 693 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, **SB 717** had its final

reading and was placed before the House for consideration.

SB 717 - An Act proposing an amendment to Article 4, Sections 2, 3 and 12 of the Constitution of the State of Delaware by increasing the Supreme Court to five Justices and providing for a quorum of the Supreme Court.

HA 1 was introduced by Rep. Hering, Placed with bill.

On motion of Rep. Hering, **HA 1** was stricken.

HA 2 was introduced by Rep. Hering. Placed with bill.

On motion of Rep. Hering, **HA 2** was considered and adopted by voice vote. By request of Rep. Hering, roll call was taken on **SB 717 w/HA 2** and revealed:

YEAS: Berndt, Boulden, Connor, Cordrey, Derrickson, Dobberstein, Gordy, Harkins, Harrington, Hearn, Hering, Johnson, Jonkiert, Justice, Kirk, Knox, Little, Matushefske, Mears, Murphy, Orth, Poulterer, Quillen, Seible, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 29.

NAYS: Billingsley, Clendaniel, Gruwell, Jarvis, Miller, Moerschel, Riddagh - 7.

NOT VOTING: Dillman, Heckert, Leshar - 3.

SB 717 w/HA 2 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Leshar, rules were suspended for the consideration of **SB 779**.

SB 779 - An Act to amend an act entitled: An Act authorizing the State of Delaware to borrow money to be used for capital improvements and expenditures in the nature of capital investments and to issue bonds and notes therefor and appropriating the moneys to various agencies of the State, as the same appears in Chapter 736 of Volume 57, Laws of Delaware.

By request of Rep. Leshar, roll call was taken on **SB 779** and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

NAYS: Berndt - 1.

ABSENT: Jarvis - 1.

SB 779 having received a 3/4 vote was declared

passed in the House.

On motion of Rep. Dillman, **SB 435** had its final reading and was placed before the House for consideration.

SB 435 - An Act to amend Chapter 39, Title 18 of the Delaware Code relating to Casualty Insurance Contracts, restricting certain cancellation and non-racial rights.

By request of Rep. Dillman, roll call was taken on **SB 435 w/SA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh-er, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

ABSENT: Jarvis - 1.

SB 435 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Lesh-er, **HB 767** had its final reading and was placed before the House for consideration.

HB 767 - An Act relating to education of the citizens of Delaware by making an appropriation to the "Delaware State Fair, Inc."

By request of Rep. Lesh-er, roll call was taken on **HB 767** and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh-er, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NAYS: Berndt, Harkins, Jarvis - 3.

HB 767 having received a constitutional majority was declared passed in the House.

On motion of Rep. Kirk, **HB 761 w/SA 1,2** had its final reading and was placed before the House for consideration.

HB 761 - An Act to amend Chapter 209, Volume 57, Laws of Delaware being an act entitled "An Act to Reincorporate the City of Delaware City", relating to borrowing power; bonded indebtedness; elec-

tion qualifications; and providing for the office of a Vice-Mayor.

By request of Rep. Kirk, roll call was taken on **HB 761 w/SA 1,2** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

HB 761 w/SA 1,2 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Seibel, **SB 731** had its final reading and was placed before the House for consideration.

SB 731 - An Act to amend an act being Chapter 277, Volume 59, Laws of Delaware, as amended, entitled "An Act to reincorporate the town of Laurel" to delete the office of town clerk, substitute in lieu thereof the office of Town Manager, and to provide for the appointment of a Town Manager.

By request of Rep. Seibel, roll call was taken on **SB 731** and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 36.

NAYS: Berndt, Quillen - 2.

NOT VOTING: Dillman - 1.

SB 731 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Hering, **HB 854** had its final reading and was placed before the House for consideration.

HB 854 - An Act to amend Title 1, Title 10, Title 14 and Title 29 of the Delaware Code relating to the distribution of Law Books to State Agencies and Legislators.

By request of Rep. Hering, roll call was taken on **HB 854 w/HA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gor-

dy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

HB 854 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Murphy, **HB 900 w/SA 1** had its final reading and was placed before the House for consideration.

HB 900 - An Act to amend Title 4, Delaware Code, relating to the grounds for refusal of licenses for the sale of alcoholic liquor.

By request of Rep. Murphy, roll call was taken on **HB 900 w/SA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Harrington, Hearn, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Miller, Orth, Riddagh, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 29.

NAYS: Clendaniel, Gruwell, Harkins, Moerschel, Quillen, Seibel - 6.

NOT VOTING: Heckert, Mears, Murphy, Poulterer - 4.

HB 900 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, rules were suspended for the consideration of **SB 696**.

SB 696 - An Act to amend Chapter 11, Title 9 of the Delaware Code, relating to the Government of New Castle County.

By request of Rep. Hering, roll call was taken on **SB 696** and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshar, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

NAYS: Clendaniel, Cordrey, Gruwell, Harrington, Miller, Smith - 6.

NOT VOTING: Boulden, Gordy, Hearn, Johnson, Jonkiert, Matushefske, Mears, Orth, Tribbitt, Wright, - 10.

SB 696 having received a constitutional majority was declared passed in the House.

On motion of Rep. Heckert, **SB 697 w/SA 1** had

its final reading and was placed before the House for consideration.

SB 697 - An Act to amend Chapter 13, Title 14, Delaware Code, relating to Specialist - Psychologists.

By request of Rep. Heckert, roll call was taken on **SB 697 w/SA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

NOT VOTING: Harkins - 1.

SB 697 w/SA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Seibel, **SB 795** had its final reading and was placed before the House for consideration.

SB 795 - An Act to amend an act, being Chapter 170, Volume 57, Laws of Delaware, entitled "An Act to reincorporate the City of Lewes" to prohibit the mayor or any councilman from being a candidate for any other office, to lower the voting age for the annual municipal election to eighteen years, to repeal any residence requirement for registration and to provide for removal of names from the books of registered voters.

By request of Rep. Seibel, roll call was taken on **SB 795** and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Lesh, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

NAYS: Berndt - 1.

SB 795 having received a 2/3 vote was declared passed in the House.

On motion of Rep. Poulterer, rules were suspended for the consideration of **SB 762**.

SB 762 - An Act to amend Chapter 60, Title 7, Delaware Code, to authorize the Delaware Water and Air Resources Commission and the Department of Natural Resources and Environmental Control to report

to the public all information received on the nature and amounts of emissions from any source of any air contaminant.

By request of Rep. Poulterer, roll call was taken on **SB 762** and revealed:

YEAS: Berndt, Billingsley, Boulden, Connor, Derrickson, Dillman, Dobberstein, Gruwell, Harkins, Harrington, Hearn, Heckert, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Weiss, Wright, Mr. Speaker Frederick - 33.

NAYS: Clendaniel - 1.

NOT VOTING: Cordrey, Gordy, Mears, Tribbitt - 4.

SB 762 having received a constitutional majority was declared passed in the House.

On motion of Rep. Gordy, **HB 509** had its final reading and was placed before the House for consideration.

HB 509 - An Act to Amend Subchapter II of Chapter 43, Title 21, Delaware Code, pertaining to additional equipment required on slow-moving vehicles.

HA 1 was introduced by Rep. Gordy. Placed with bill. On motion of Rep. Gordy, **HA 1** was stricken.

HA 2 was introduced by Rep. Gordy. Placed with bill. On motion of Rep. Gordy, **HA 2** was stricken.

HA 3 was introduced by Rep. Gordy. Placed with bill. On motion of Rep. Gordy, **HA 3** was considered and adopted by voice vote.

By request of Rep. Gordy, roll call was taken on **HB 509 w/HA 3** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshner, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 37.

ABSENT: Dillman, Quillen - 2.

HB 509 w/HA 3 having received a constitutional majority was declared passed in the House.

On motion of Rep. Jarvis, **SB 204** had its final reading and was placed before the House for consideration.

SB 204 - An Act to Amend Title 15 of the Delaware Code relating to the Election of a Deputy Administrative Director of the Departments of Elections.

By request of Rep. Jarvis, roll call was taken on **SB 204** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Wright, Mr. Speaker Frederick - 38.

ABSENT: Weiss - 1.

SB 204 having received a constitutional majority was declared passed in the House.

On motion of Rep. Billingsley, **HB 718 w/SA 1** had its final reading and was placed before the House for consideration.

HB 718 - An Act relating to the number of Nurses authorized for Public Schools.

By request of Rep. Billingsley, roll call was taken on **HB 718 w/SA 1** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

HB 718 w/SA 1 having received a constitutional majority was declared passed in the House.

Rep. Leshar moved to lift the roll call on **HB 968**. Motion carried by voice vote. Roll call on **HB 968** was taken and Rep. Leshar moved to again table the roll call. Motion carried by voice vote and roll call on **HB 968** was again tabled.

On motion of Rep. Hering, roll call on **SB 755** was lifted and rescinded.

SB 755 - An Act to Amend Chapter 6 of Title 29, Delaware Code relating to staggered Senatorial Districts.

By request of Rep. Hering, roll call on **SB 755** was taken. Rep. Boulden moved to table the roll call. By request of Rep. Boulden, roll call was taken on the tabling motion and revealed:

YEAS: Billingsley, Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Orth, Smith, Tribbitt, Wright - 16.

NAYS: Berndt, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshar, Little, Moerschel, Murphy, Poul-

terer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

Roll call revealed, tabling motion lost and roll call on SB 755 revealed:

YEAS: Berndt, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 22.

NAYS: Billingsley, Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Orth, Smith, Tribbitt, Wright - 17.

SB 755 having received a constitutional majority was declared passed in the House.

The House recessed at 11:57 P.M., reconvened at 11:59 P.M. to adjourn the 126th General Assembly regular second session at 12:00, midnight.

A letter from Speaker of the House, Frederick and Lt. Governor, Bookhammer was made a part of the House record. Re: Special Session at 12:01 A.M., July 1, 1972.

June 30, 1972

To: All Members of the House of Representatives and Senate of the 126th General Assembly

Pursuant to Section 4, Article 2, of the Constitution of the State of Delaware, you are hereby notified that the House of Representatives and the Senate of the 126th General Assembly is recalled into session on July 1, 1972 at 12:01 A.M.

William L. Frederick
Speaker
House of Representatives

Eugene D. Bookhammer
Lieutenant Governor

The House adjourned until 12:01 A.M.

1st LEGISLATIVE DAY - Special Session

July 1, 1972

The House convened in Special Session at 12:01 A.M. There was a prayer by Rep. Dobberstein. The Speaker

led those present in a salute of the flag.

Members present: 39 present.

On motion of Rep. Leshner, **HS 1** for **HB 676** had its final reading and was placed before the House for consideration.

HS 1 for **HB 676** - An Act making appropriations for the expense of the State Government for the Fiscal Year ending June 30, 1973.

On motion of Rep. Miller, **HA 8** was placed before the House for consideration. Rep. Leshner moved to table **HA 8**. By request of Rep. Miller, roll call was taken on the tabling motion and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 22.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Justice, Matushefske, Mears, Miller, Smith, Tribbitt, Wright - 16.

ABSENT: Orth - 1.

Roll call revealed that **HB 8** was tabled.

By request of Rep. Leshner, roll call was taken on **HS 1** for **HB 676** w/**HA 6** and **SA 3,4,5,6,8,10,11,13,15,16,22,23,24,27**, and **33** and revealed:

YEAS: Berndt, Billingsley, Connor, Derrickson, Dillman, Dobberstein, Harkins, Heckert, Hering, Jarvis, Justice, Kirk, Knox, Leshner, Little, Moerschel, Murphy, Poulterer, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 23.

NAYS: Boulden, Clendaniel, Cordrey, Gordy, Gruwell, Harrington, Hearn, Johnson, Jonkiert, Matushefske, Mears, Miller, Smith, Tribbitt, Wright - 15.

ABSENT: Orth - 1.

HS 1 for **HB 676** w/**HA 6** and **SA 3,4,5,6,8,10,11,13,15,16,22,23,24,27** and **33** having received a constitutional majority was declared passed in the House.

On motion of Rep. Justice, **HS 1** for **HB 816** was lifted from the table and placed before the House for consideration.

HS 1 for **HB 816** - An Act to Amend Title 29, Delaware Code, by adding a new Chapter 8 creating a Joint Ethics Committee of the General Assembly; establishing duties and prescribing administrative procedures of the committee and requiring disclosure statements for legislators.

A letter from the Ethics Committee was read into the House record.

June 30, 1972

The Honorable William L. Frederick
Speaker of the House of Representatives
Legislative Hall
Dover, Delaware 19901

Dear Mr. Speaker:

During the final meeting of the House Ethics Committee on June 30, 1972, the members reviewed the responsibilities assigned to them as members of the Committee by you, Mr. Speaker, on January 4, 1972. The results of that meeting are as follows: Relative to establishing a Code of Ethics for future members of the General Assembly and after reviewing much information and many hours of work, the results is **House Substitute I for House Bill No. 816**.

Relative to the specific charges regarding two members of this body, our conclusions are: After reviewing Article II, Section 20 of the State Constitution and Mason's Rules, which are the adopted rules of order of this body, that according to the charges, we are of the unanimous opinion that there is a lack of evidence to support a charge of conflict of interest against either member.

It is our opinion that the gray area of potential conflict for part-time legislators of future General Assemblies would be removed by the passage of **House Substitute I for House Bill No. 816** and we appeal to our colleagues for their support of this measure.

Kermit H. Justice, Co-chairman
Hudson E. Gruwell, Co-chairman
Harry E. Derrickson
Lewis B. Harrington
Daniel E. Weiss
(Mrs.) Joan C. Wright

HA 1 was introduced by Rep. Billingsley. Placed with bill. On motion of Rep. Billingsley, **HA 1** was considered and defeated by voice vote.

HA 2 was introduced by Rep. Billingsley. Placed with bill. On motion of Rep. Billingsley, **HA 2** was stricken. By request of Rep. Justice, roll call was taken on **HS 1**

for **HB 816** and revealed:

YEAS: Clendaniel, Connor, Derrickson, Gruwell, Harkins, Harrington, Hearn, Jarvis, Knox, Justice, Little, Moerschel, Murphy, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 17.

NAYS: Billingsley, Boulden, Cordrey, Dillman, Gordy, Johnson, Jonkiert, Kirk, Leshar, Matushefske, Mears, Miller, Orth, Poulterer, Quillen, Seibel, Smith - 17.

NOT VOTING: Berndt, Dobberstein, Heckert, Hering, Riddagh - 5.

HS 1 for **HB 816** not having received a constitutional majority was declared lost in the House.

On motion of Rep. Miller, rules were suspended for the consideration of **SB 705 w/SA 1**.

SB 705 - An Act providing a supplementary appropriation to the Department of Health and Social Services, Division of Physical Health for the establishment of a Sick Cell Anemia Program in Delaware.

By request of Rep. Miller, roll call was taken on **SB 705** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Leshar, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 39.

SB 705 having received a constitutional majority was declared passed in the House.

On motion of Rep. Hering, rules were suspended for consideration of **SB 803**.

SB 803 - An Act pertaining to the date of filing for, and withdrawing from, and the date of the Primary Election for candidates for state-wide and/or local offices whose election is to be determined in November, 1972.

By request of Rep. Hering, roll call was taken on **SB 803** and revealed:

YEAS: Berndt, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gruwell, Harkins, Harrington, Hearn, Heckert, Jonkiert, Justice, Kirk, Knox, Matushefske, Mears, Miller, Murphy, Orth, Poulterer, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 30.

NAYS: Billingsley, Hering, Jarvis, Moerschel, Quillen - 5.

NOT VOTING: Gordy, Johnson, Leshner, Little - 4.

SB 803 having received a constitutional majority was declared passed in the House.

On motion of Rep. Kirk, **HR 123** was placed before the House for consideration.

HR 123 - Expressing appreciation to Speaker William L. Frederick for providing outstanding leadership during his term as Speaker of the House of Representatives of the 126th General Assembly.

WHEREAS, the curtain is about to fall on the final legal act of the 126th General Assembly of the State of Delaware; and

WHEREAS, the members of the House of Representatives wish to express their appreciation to the Speaker of the House, William L. Frederick, for providing outstanding leadership during this period; and

WHEREAS, during his six years in the House of Representatives Speaker Frederick has held a multitude of important positions in addition to his current leadership role, including membership on the Governor's Task Force on Executive Reorganization, Vice Chairman of the Joint Legislative Committee for Executive Reorganization, various committee posts, and presently Chairman of the Platform Committee for the Republican State Convention; and

WHEREAS, Speaker Frederick has conducted the business of the House in a calm, cool, efficient manner while displaying fairness and understanding to his colleagues on both sides of the aisle; and

WHEREAS, Speaker Frederick in his role as leader of the House of Representative has ruled with a firm hand and voice, but at the same time has displayed a delightful combination of droll humor and charm;

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives rise in tribute to their commander, William L. Frederick, for successfully guiding the House through waters that were many times calm, but at other times troubled, during the two sessions of the 126th General Assembly which are now coming to a peaceful conclusion.

BE IT FURTHER RESOLVED that the text of this Resolution be spread upon the minutes of the House of Representatives, a copy delivered immediately to Speaker Frederick and additional copies forwarded to the family of Speaker Frederick residing at 2400 W.

Parris Drive, Wilmington 19808.

On motion of Rep. Kirk, **HR 123** was considered and adopted by voice vote.

On motion of Rep. Kirk, **HR 124** was placed before the House for consideration.

HR 124 - Heralding Newark's George Jarvis for exhibiting strong and forceful leadership as House Majority Leader during the 126th General Assembly.

WHEREAS, George Jarvis of Newark, Delaware, in attaining the position of House Majority Leader in January, 1971, promised to be a strong and sometimes outspoken voice of the House Republican members in the 126th General Assembly; and

WHEREAS, it is truly apparent that the distinguished Majority Leader has kept his promise and has given the majority party unwavering leadership as floor leader and spokesman on behalf of his colleagues; and

WHEREAS, Majority Leader Jarvis has made one thing perfectly clear, namely, that when he arises to address the House he speaks with authority and in terms which cannot be misconstrued by any of the 39 members of this august body; and

WHEREAS, House Majority Leader Jarvis once again during the Third Annual Legislative Invitational Golf Tournament displayed outstanding form and firmly solidified his position as the most outstanding linksman of the 126th General Assembly... the hole thing;

NOW, THEREFORE, BE IT RESOLVED that the House members convey strongly, forcefully, and unerringly their congratulations to the Majority Leader for providing "better leadership for better living through sound legislation" in the "State that started a nation";

BE IT FURTHER RESOLVED that the text of this Resolution be included in the minutes of the House... boldly, of course...and copies be forwarded to the sandy-haired Majority Leader and his proud family at 211 Ellsworth Dr., Newark 19711.

On motion of Rep. Kirk, **HR 124** was considered and adopted by voice vote.

On motion of Rep. Little, **HR 125** was placed before the House for consideration.

HR 125 - Expressing congratulatory words to Sherman W. Tribbitt, (the Democrat), House Minority Leader and his party's candidate for Governor.

On motion of Rep. Little, **HR 125** was considered and adopted by voice vote.

The House recessed at 1:10 A.M., reconvened at 2:05 A.M.

On motion of Rep. Heckert, roll call was lifted on SB 582.

SB 582 - An Act adding a new Chapter to Title 14, Delaware Code entitled "Utilization of Educational Facilities".

Roll call revealed:

YEAS: Berndt, Billingsley, Derrickson, Dillman, Dobberstein, Gruwell, Harkins, Heckert, Hering, Jarvis, Johnson, Justice, Kirk, Knox, Leshner, Mears, Miller, Moerschel, Murphy, Quillen, Riddagh, Seibel, Weiss, Mr. Speaker Frederick - 24.

NAYS: Boulden, Clendaniel, Connor, Cordrey, Gordy, Jonkiert, Little, Matushefske, Smith, Tribbitt, Wright - 11.

NOT VOTING: Poulterer - 1.

ABSENT: Harrington, Hearn, Orth - 3.

SB 582 w/HA 1 having received a constitutional majority was declared passed in the House.

On motion of Rep. Poulterer, rules were suspended for the consideration of **SB 773**.

SB 773 - An Act to aid the Delaware Guidance Services for Children and Youth, Inc., by making an appropriation to them.

By request of Rep. Poulterer, roll call was taken on **SB 773** and revealed:

YEAS: Berndt, Billingsley, Boulden, Clendaniel, Connor, Cordrey, Derrickson, Dillman, Dobberstein, Gordy, Gruwell, Harkins, Harrington, Hearn, Heckert, Hering, Jarvis, Johnson, Jonkiert, Justice, Kirk, Knox, Little, Matushefske, Mears, Miller, Moerschel, Murphy, Orth, Poulterer, Quillen, Riddagh, Seibel, Smith, Tribbitt, Weiss, Wright, Mr. Speaker Frederick - 38.

NOT VOTING: Leshner - 1.

SB 773 having received a 3/4 vote was declared passed in the House.

Rep. Jarvis moved that the attaches be paid one day's pay for services rendered during the Special Session. Motion carried by voice vote.

On motion of Rep. Jarvis, the House adjourned sine die at 2:17 A.M.

OFFICE OF THE GOVERNOR

LEGISLATIVE ADVISORY NO. 25

June 27, 1972

TO:

Sen. Louise T. Conner

Hon. W. Laird Stabler, Jr.

Sen. Margaret R. Manning	Hon. Paul Neill
Sen. Anthony J. Cicione	Morton R. Kimmel, Esquire
Sen. Everette Hale	Dr. Kenneth C. Madden
Sen. Thomas E. Hickman	Henry Mauk
Rep. Robert W. Riddagh	William Favinger
Rep. Robert J. Berndt	John R. Fisher
Rep. John G. S. Billingsley	James Kennedy
Rep. John Matushefske	William J. Warren
Rep. Herbert A. Leshner	Robert A. Short
Rep. John A. Dillman	Col. George J. Bundek
Rep. Hudson E. Gruwell	Tim McCoy
Rep. George R. Quillen	W. Brook Stabler, Jr.
Rep. Daniel E. Weiss	Lewis Darlin
Rep. Marion I. Seibel	Beatrice C. Melson
Rep. Joan C. Wright	Richard Caldwell
Rep. W. Neal Moerschel	Bruce Ralston
Governor's Staff	James Zeller
Clerk of the House	George R. Cripps
Secretary of the Senate	Emily Womach
Legislative Council	John J. Moran
Frances West	Harry Towers

FROM: Fletcher E. Campbell, Jr.,
Counsel to the Governor

The Governor approved the following legislation on the indicated dates:

SB 759 - 6-20-72 - amending Chapter 5, Title 10, Delaware Code, to increase the number of Superior Court judges.

HB 722 As Amended by HA 2 and 3 - 6-21-72 - amending sections 313, 391, 502, 503, 504, 505, 507, 510 and 511, Title 8, Delaware Code, relating to the Corporation Franchise Tax.

HB 906 - 6-21-72 - amending Article 3 of Subchapter II, Chapter 11, Title 12, Delaware Code, relating to unclaimed court funds.

SB 135 As Amended by HA 2 and SA 1 - 6-21-72 - amending Title 11, Delaware Code, relating to bribery of public servants and political party officials.

HB 743 - 6-23-72 - appropriating the sum of \$6,000 to one Dominick E. Scatasti to enable him to satisfy an outstanding judgment.

HB 744 - 6-23-72 - appropriating the sum of \$55,037.37 to various State agencies.

HB 791 - 6-23-72 - appropriating the sum of \$121.30 to the Executive Office of the Governor to pay an expense from a prior fiscal year.

HB 792 - 6-23-72 - appropriating the sum of \$220.47 to the Executive Office of the Governor to pay an expense from a prior fiscal year.

HB 830 - 6-23-72 - appropriating the sum of \$19,000 to the Judicial Department, Supervisor - Justices of the Peace.

HB 908 - 6-23-72 - authorizing New Castle County to exchange a portion of Banning Park for other lands adjacent thereto.

HB 378 - 6-26-72 - amending Title 13, Delaware Code, relating to minors' consent to medical care.

HB 522 As Amended by HA 1,2 and 3 - 6-26-72 - amending subchapter XXXVIII, Chapter 3, Title 11, Delaware Code, relating to obscenity.

HB 666 As Amended by SA 1 - 6-26-72 - amending Titles 16 and 29, Delaware Code, relating to the Division of Boiler Safety.

HB 682 As Amended by HA 1 - 6-26-72 - amending subchapter X, Chapter 41, Title 21, Delaware Code, relating to motor vehicles.

HB 695 - 6-26-72 - amending subchapter III, Chapter 3, Part I, Title 9, Delaware Code, relating to public work contracts.

HB 719 - 6-26-72 - amending the Charter of the City of Harrington relating to elections.

HB 779 - 6-26-72 - amending the Charter of the Town of Kenton relating to the hours in which elections shall be held.

HB 803 - 6-26-72 - amending Chapter 136, Volume 54, Laws of Delaware, by changing the amount of the floating debt of the City of Harrington.

HB 871 - 6-26-72 - amending Chapter 52, Title 30, Delaware Code, relating to Motor Carriers Fuel Purchase Tax.

HB 872 - 6-26-72 - amending Section 8305, Chapter 83, Title 29, Delaware Code, relating to the Division of Revenue.

HB 891 As Amended by HA 3 - 6-26-72 - amending subchapter VII, Chapter 43, Title 11, Delaware Code, relating to diminution of confinement of adult prison inmates.

HJR 41 - 6-26-72 - saluting the Dover High School baseball team for becoming the first downstate team to win the Delaware High School Baseball Tournament.

SS 1 for SB 715 As Amended by SA 1 - 6-26-72 - amending Chapter 259, Volume 58, Laws of Delaware, relating to motor boat safety.

SCR 62 - 6-26-72 - commending all members of the 1972 Boys State and Dr. Park W. Huntington for his years of dedication to this program.

CONSTITUTIONAL AMENDMENT

HB 800 - An Act proposing an amendment to the Constitution of the State of Delaware. (6-7-72) - This amendment has passed the first leg.
FECJr/mm

July 7, 1972

LEGISLATIVE ADVISORY NO. 26

TO:

Rep. Robert J. Berndt	Hon. W. Laird Stabler, Jr.
Rep. Marion I. Seibel	Hon. Paul Neill
Rep. Daniel E. Weiss	Morton R. Kimmel,
Rep. Joseph R. Murphy	Esquire
Rep. George C. Hering, III	John R. Fisher
Rep. Clifford B. Hearn	Hon. William C. Gordon
Rep. John A. Dillman	Dr. Kenneth C. Madden
Rep. Andrew G. Knox	Frances West
Rep. William T. Poulterer, III	James Kennedy
Rep. John G. S. Billingsley	Robert Smyers
Rep. Herbert A. Leshner	William J. Warren
Rep. Robert T. Connor	Col. George J. Bundeck
Rep. Hudson E. Gruwell	Robert D. Cain, Jr.
Rep. W. Neal Moerschel	Dr. Robert Jordan
Rep. John Matushefske	Kent County Levy Court
Sen. David H. Elliott	Tim McCoy
Sen. Michael N. Castle	W. Brooke Stabler, Jr.
Sen. Dean C. Steele	Lewis Darlin
Sen. George A. Robbins	Beatrice C. Melson
Sen. Everette Hale	Richard Caldwell
John J. Moran	Bruce Ralston
Clerk of the House	James Zeller
Secretary of the Senate	George Cripps
Legislative Council	Emily Womach

FROM: Fletcher E. Campbell, Jr.,
Counsel to the Governor

The Governor approved the following legislation on the indicated dates:

HS 1 for HB 433 As Amended by HA 1,2,4,5,6,7,9 and SA 1,2,3,5 - 6-29-72 - amending Titles 10 and 25 of the Delaware Code relating to landlord-tenant relationships.

HB 624 As Amended by HA 1 - 6-29-72 - appropriating the sum of \$193,500 for the Delaware Authority for Regional Transit.

HB 641 - 6-29-72 - appropriating the sum of \$63,000 to the Division of Juvenile Corrections.

HB 392 As Amended by HA 1 - 6-30-72 - amending Title 10, Section 522, Delaware Code relating to Superior Court bailiffs, criers, pages and peace officers.

HB 652 - 6-30-72 - amending Part I, Article VIII, Title 5A, Delaware Code relating to investment securities and clearing corporations.

HB 700 As Amended by HA 1,2,3,4,5,6 - 6-30-72 - creating a State Board of Registration for Geologists.

HB 726 As Amended by HA 2 - 6-30-72 - amending Chapters 47 and 49, Title 16, Delaware Code relating to Family Court jurisdiction over juvenile drug offenders.

HB 933 As Amended by HA 1 - 6-30-72 - amending the Charter of the City of Newark, Delaware.

HB 965 - 6-30-72 - amending Chapters 47 and 49, Title 16, Delaware Code, and SB 226 as amended and HB 726 as amended relating to Family Court jurisdiction over juvenile drug offenses.

SB 603 - 6-30-72 - amending the Charter of the Town of Delmar.

SB 622 - 6-30-72 - amending the Charter of the Artisans' Savings Bank.

SB 756 - 6-30-72 - amending Chapters 332 and 379, Volume 58, Delaware Laws by changing the reversion dates for the supplementary appropriations provided therein.

HS 1 for HB 676 As Amended by HA 6 and SA 3,4,5, 6,8,10,11,13,15,16,22,23,24,27 and 33 - 7-1-72 - making appropriations for the expense of the State Government for fiscal year 1973.

HB 267 As Amended by HA 1 - 7-5-72 - amending subchapter I, Chapter 27, Title 21, Delaware Code relating to classification of driver's license.

HB 721 - 7-5-72 - amending Title 4, Delaware Code, to permit the sale of alcoholic liquor on December 31 when such day falls on a Sunday.

HB 753 As Amended by HA 1 - 7-5-72 - appropriating the sum of \$20,000 to Legislative Council to pay for the pocket parts to the Delaware Code.

HB 798 As Amended by HA 1 - 7-5-72 - amending Chapter 41, Title 9, Delaware Code authorizing Kent County Levy Court to establish an Emergency Dispatch Center.

HB 849 - 7-5-72 - amending Chapter 39, Title 10, Delaware Code by abolishing causes of action for

alienation of affections, etc.

HB 895 - 7-5-72 - authorizing Kent County to forgive the property tax debt of the Dover Modern Maturity Center.

HB 939 As Amended by HA 1 - 7-5-72 - amending Title 10, Delaware Code providing for the expunging of the record of children and the destruction of indicia of arrest in certain cases.

HCR 60 - 7-5-72 - expressing sympathy concerning the death of Dennis J. Hurly, accidentally killed as a result of tropical storm Agnes.

HJR 37 - 7-5-72 - urging all citizens to observe safety precautions on the streets and highways of this state.

SB 577 As Amended by HA 1 - 7-5-72 - amending Chapter 20, Title 30, Delaware Code relating to the Neighborhood Assistance Act.

SB 624 - 7-5-72 - amending Chapter 21, Part III, Title 12, Delaware Code relating to limitations on debts and claims against decedents' estates.

SB 677 - 7-5-72 - amending Chapter 27, Title 14, Delaware Code relating to school attendance.

SB 745 As Amended by SA 1 - 7-5-72 - amending Section 8301, Title 11, Delaware Code, to increase the authorized maximum number of State Police.

HB 946 As Amended by HA 1 - 7-6-72 - amending Title 11, Delaware Code outlawing the manufacture, sale, possession and delivery of sawed-off shotguns.

SS 1 for SB 356 As Amended by HA 6,7,9,10,12,14, 15,16 and SA 1,2,3,5 - 7-6-72 - relating to the general revision of the criminal law of this State by amending Part I, II and III, Title 11, Delaware Code and Chapter 9, Title 10, Delaware Code.

FECJr/mm

July 12, 1972

LEGISLATIVE ADVISORY NO. 27

TO:

Sen. Dean C. Steele	Hon. W. Laird Stabler, Jr.
Sen. Melvin A. Slawik	Hon. Paul Neill
Sen. Herman M. Holloway	Morton R. Kimmel, Esquire
Sen. Michael N. Castle	John R. Fisher
Sen. Louise T. Conner	Dr. Kenneth C. Madden
Sen. Thomas E. Hickman	Frances West
Rep. John G. S. Billingsley	James Kennedy
Rep. Andrew G. Knox	Robert Smyers
Rep. John A. Dillman	William J. Warren

Rep. Herbert A. Leshner	Robert D. Cain, Jr.
Rep. Marion I. Seibel	Dr. Robert Jordan
Rep. Clifford B. Hearn	Tim McCoy
Rep. Arthur W. Dobberstein	W. Brooke Stabler, Jr.
Rep. Michael Harkins	Beatrice C. Melson
William Favinger	Richard Caldwell
Burton D. Willis	Bruce Ralston
Robert A. Short	James Zeller
Arnold Olsen	George Cripps
Lewis Darlin	Emily Womach
Col. George J. Bundek	Delaware State Hospital
Robert Cain, Jr.	Secretary of the Senate
Thomas Herlihy, III	Clerk of the House
Kent County Levy Court	Legislative Council
Sussex County Council	Cabinet Secretaries
New Castle County Council	Governor's Staff
Court of Chancery	
Family Court	

FROM: Fletcher E. Campbell, Jr.,
Counsel to the Governor

The Governor approved the following legislation on the indicated dates:

SS 1 for SB 375 - 7-7-72 - amending Chapter 71, Title 16 and Chapter 43, Title 21, Delaware Code relating to the sale, purchase, receipt, etc. of explosive materials.

SB 703 As Amended by SA 1,2 and HA 1,2 - 7-7-72- amending Chapter 28, Part II, Title 31, Delaware Code relating to the Delaware Home and Hospital at Smyrna.

SB 705 As Amended by SA 1 - 7-7-72 - appropriates the sum of \$146,000 to the Department of Health and Social Services for the establishment of a Sickle Cell Anemia Program in Delaware.

HB 894 As Amended by HA 1 and SA 1,2,3 - 7-7-72- amending Title 24, Delaware Code relating to professional engineers and land surveyors.

SS 1 for SB 561 as Amended by HA 2 - 7-10-72 - amending Chapters 17 and 44, Title 15, Delaware Code relating to State election registration procedures.

SB 647 - 7-10-72 - amending Chapter 90, Title 16, Delaware Code, relating to the appropriation for the Hospital Construction Fund.

SS 1 for SB 681 As Amended by HA 1,2 - 7-10-72 - amending Title 18, Delaware Code by adding a new Chapter 66 insuring certain State employees, firemen

and National Guardsmen against death in the line of duty; and by repealing Section 186, Title 20, Delaware Code.

SB 803 - 7-10-72 - pertaining to the date of the primary election for candidates for State-wide and/or local offices whose election is to be determined in November, 1972.

HB 764 - 7-10-72 - grant-in-aid to various Veteran's Organizations in the State.

HB 765 - 7-10-72 - grant-in-aid to certain civic organizations which maintain emergency vehicles.

HS 1 for HB 766 - 7-10-72 - grant-in-aid to certain fire companies in the State.

HB 783 - 7-11-72 - appropriating the sum of \$2,779.79 to the Division of Juvenile Corrections to pay certain employees overtime due them from pervious fiscal years.

SB 609 - 7-11-72 - appropriating the sum of \$474.30 to the Department of Health & Social Services to be used for salary reimbursement for an employee of the Division of Mental Health.

HB 750 As Amended by HA 3,4,6,11,15 and 16 - 7-12-72 - amending Titles 4,6,7,10,11,12,13,18,19,21,23, 24,25,29 and 31 of the Delaware Code relating to the age of majority in Delaware.

CONSTITUTIONAL AMENDMENTS

HB 837 As Amended by HA 1 - 7-12-72 - amending Section 4 and 8, Article 1 of the Constitution relating to the necessity of proceeding by indictment. - This amendment has passed the first leg.

SB 262 As Amended by HA 1 - amending Section 1, Article VIII of the Constitution relating to the exemption from taxation of real property. - This bill was amended and needs subsequent action by the next session.

SB 717 As Amended by HA 2 - amending Article 4, Sections 2,3 and 12 of the Constitution by increasing the Supreme Court to 5 Justices and providing for a quorum of the Supreme Court. This amendment has passed the first leg.

FECJr/mm

July 20, 1972

LEGISLATIVE ADVISORY NO. 28

TO:

Rep. George C. Hering, III	Hon. W. Laird Stabler, Jr.
Rep. Andrew G. Knox	Hon. Paul Neill

Rep. Kermit H. Justice	Morton R. Kimmel,
Rep. John A. Dillman	Esquire
Rep. Robert T. Connor	John R. Fisher
Rep. John F. Kirk, Jr.	Dr. Kenneth C. Madden
Rep. William L. Frederick	Frances West
Rep. Robert J. Berndt	James Kennedy
Rep. John G. S. Billingsley	Robert Smyers
Rep. George Jarvis	William J. Warren
Rep. Marion I. Seibel	Burton D. Willis
Rep. Joseph R. Murphy	Lewis Darlin
Rep. Harry E. Derrickson	Col. George J. Bundek
Rep. Herbert A. Leshner	Thomas Herlihy, III
Rep. Thomas L. Little	Tim McCoy
Sen. Anthony J. Cicione	W. Brooke Stabler, Jr.
Sen. Reynolds duPont	Beatrice C. Melson
Sen. J. Donald Isaacs	Richard Caldwell
Sen. Dean C. Steele	Bruce Ralston
Sen. Michael N. Castle	James Zeller
Sen. David H. Elliott	George Cripps
Sen. Everette Hale	Emily Womach
Sen. Thomas E. Hickman, Jr.	Cabinet Secretaries
Sen. George A. Robbins	Governor's Staff
Sen. Margaret R. Manning	Clerk of the House
Duane Olsen	Secretary of the Senate
	Legislative Council

FROM: Fletcher E. Campbell, Jr.,
Counsel to the Governor

The Governor approved the following legislation on the indicated dates:

HB 28 As Amended by HA 1 & SA 1 - 8-10-72 - amending Chapter 1, Title 10, Delaware Code, relating to advisory opinions by the Justices of the Supreme Court.

HB 611 As Amended by HA 1 - 7-11-72 - amending Chapters 5 and 41, Title 21, Delaware Code, relating to jurisdiction over roads not dedicated to the public.

HB 685 As Amended by HA 1 & SA 2 - 7-11-72 - amending Title 21, Delaware Code, by adding a new Chapter 28 relating to the issuance of non-driver identification cards.

HB 214 As Amended by SA 1 & 2 - 7-11-72 - amending Chapter 1, Title 21, Delaware Code, relating to definitions.

SB 720 - 7-11-72 - amending Chapter 33, Title 19, Delaware Code, relating to unemployment compensation.

SB 725 As Amended by SA 1 - 7-11-72 - amending Section 3104 (b), Title 15, Delaware Code, relating to filing fees for certain candidates for primary elections.

SS 1 for SB 761 - 7-11-72 - amending Chapter 41, Part IV, Title 15, Delaware Code, relating to qualifications of candidates for elective office.

SB 604 - 7-12-72 - appropriating the sum of \$133.60 to the Department of Health & Social Services for salary reimbursement.

SB 743 - 7-12-72 - amending Chapters 31 and 33, Title 19, Delaware Code, relating to the Department of Labor.

SB 750 - 7-12-72 - amending Chapter 371, Volume 56, Laws of Delaware, relating to sidewalk construction within the Alfred I. duPont District.

SB 565 - 7-14-72 - authorizing the State of Delaware to issue serial notes to the State Employees' Retirement Fund.

SB 660 - 7-14-72 - permitting the Laurel School District to transfer certain funds.

SB 697 As Amended by SA 1 - 7-14-72 - amending Chapter 13, Title 14, Delaware Code, relating to specialist - psychologists.

SS 1 for SB 698 - 7-14-72 - amending Chapters 55 and 56, Title 29; Chapter 83, Title 11 and Chapter 39, Title 14 of the Delaware Code relating to pensions.

SB 719 As Amended by SA 1 - 7-14-72 - amending Chapter 33, Title 19, Delaware Code, relating to unemployment compensation.

SB 726 As Amended by HA 1 - 7-14-72 - amending Chapter 33, Title 19, Delaware Code, relating to workmen's compensation.

SB 728 As Amended by SA 1 & 2 - 7-14-72 - amending Chapter 33, Title 19, Delaware Code, relating to unemployment compensation and appropriating the sum of \$25,000 to the Contingency Fund.

SB 734 - 7-14-72 - amending Chapters 21 and 23, Title 19, Delaware Code, relating to workmen's compensation.

SB 762 - 7-14-72 - amending Chapter 60, Title 7, Delaware Code, authorizing the publication of data concerning air contaminant emissions.

HJR 42 - 7-14-72 - praising and congratulating Charles E. Smith, after 44 years as principal of William

Penn High School.

HB 659 - 7-14-72 - amending Chapter 31, Title 20, Delaware Code, relating to use of the State helicopter.

HB 739 - 7-14-72 - providing for the use of unexpended funds from prior Capital Improvement Acts for the construction of the Newark Service Center.

HB 746 - 7-14-72 - amending Chapter 89, Volume 58, Laws of Delaware, relating to an appropriation to correct drainage problems along State Route 14.

HB 767 As Amended by SA 1 - 7-14-72 - appropriating the sum of \$25,000 to the Delaware State Fair, Inc.

HB 768 - 7-14-72 - appropriating the sum of \$25,000 to the Delaware Safety Council.

HB 769 - 7-14-72 - appropriating the sum of \$100,000 to WHY Y TV.

HB 770 - 7-14-72 - appropriating the sum of \$7,500 to the Big Brothers Association of Northern Delaware, Inc.

HB 771 - 7-14-72 - appropriating the sum of \$25,000 to Diamond State Youth, Inc.

HB 772 - 7-14-72 - appropriating the sum of \$5,000 to the Palmer Home and the sum of \$5,000 to the Layton Home.

HB 900 As Amended by SA 1 - 7-14-72 - amending Title 4, Delaware Code, relating to grounds for refusal of licenses for sale of alcoholic liquor.

HB 966 - 7-14-72 - amending Title 11, § 615, Delaware Code, relating to Drug Detoxification Centers.

SB 525 As Amended by SA 1 & HA 2 - 7-18-72 - amending Title 14, Delaware Code, by enacting a new chapter relating to private business and trade schools.

SB 716 As Amended by SA 1 - 7-18-72 - ratifying and confirming the title of Joseph H. Simpson to certain land and authorizing the Secretary of State to execute a deed therefor.

SB 747 As Amended by SA 1 - 7-18-72 - appropriating the sum of \$25,000 to the Department of Public Instruction for continuing a program in the Milford School District.

SB 755 - 7-18-72 - amending Chapter 6, Title 29, Delaware Code, relating to staggered senatorial districts.

HB 605 As Amended by HA 2 - 7-18-72 - appropriating the sum of \$65,000 for the purpose of purchasing mini-buses for Senior Citizens' Centers.

FECJr/mm

July 25, 1972

LEGISLATIVE ADVISORY NO. 29

TO:

Rep. George R. Quillen	Hon. W. Laird Stabler, Jr.
Rep. Clarice U. Heckert	Morton R. Kimmel,
Rep. Joseph R. Murphy	Esquire
Rep. John G. S. Billingsley	John R. Fisher
Rep. George C. Hering, III	Dr. Kenneth C. Madden
Rep. George Jarvis	Frances West
Rep. John F. Kirk, Jr.	James Kennedy
Rep. Arthur W. Dobberstein	Robert Smyers
Rep. Hudson E. Gruwell	William J. Warren
Rep. Harry E. Derrickson	Burton D. Willis
Rep. Marion I. Seibel	Col. George J. Bunde
Rep. Clifford B. Hearn	Tim McCoy
Rep. John A. Dillman	W. Brooke Stabler, Jr.
Rep. Michael Harkins	Beatrice C. Melson
Sen. Anthony J. Cicione	Richard Caldwell
Sen. Allen J. Cook	Bruce Ralson
Sen. Dean C. Steele	James Zeller
Sen. Reynolds duPont	George Cripps
Sen. Margaret R. Manning	Emily Womach
Sen. Louise T. Conner	Cabinet Secretaries
Sen. Thomas E. Hickman	Governor's Staff
Sen. Melvin A. Slawik	Clerk of the House
Sen. George A. Robbins	Secretary of the Senate
Hon. H. Irving Buckson	Legislative Council
Hon. Elwood Rust	Duane Olsen
Hon. Paul Neill	Board of Pension Trustees
	New Castle County Council

FROM: Fletcher E. Campbell, Jr.,
Counsel to the Governor

The Governor approved the following legislation on the indicated dates:

HB 259 - 7-20-72 - amending Title 14, Section 1318, Delaware Code relating to sick leave of State employees in the public school system.

HB 368 - 7-20-72 - amending Chapter 45, Title 21, Delaware Code requiring the consent of the Department of Highways and Transportation for enactment of ordinances affecting vehicular traffic on a state-maintained street or highway.

HB 638 As Amended by HA 1,2 & 4 - 7-20-72 - amending Chapter 11, Title 30, Delaware Code relating to personal income tax.

HB 675 - 7-20-72 - amending Chapter 13, Title 14,

Delaware Code to permit annual contracts for school nurses.

HB 718 As Amended by SA 1 - 7-20-72 - relating to the number of nurses authorized for public schools.

HB 943 - 7-20-72 - authorizing the State to issue bonds and appropriating the funds therefrom to the Delaware Code Revisors for the purpose of completely recodifying the Delaware Code Annotated.

HB 967 - 7-20-72 - appropriating the sum of \$800,000 to the Department of Public Instruction for the purpose of creating an equalization fund and providing for allocation of the funds appropriated.

HB 385 As Amended by HA 1 & 2 - 7-21-72 - amending Chapter 23, Title 10, Delaware Code relating to prothonotaries by providing for interest bearing accounts.

HB 397 As Amended by HA 1 - 7-21-72 - amending Chapter 25, Title 3, Delaware Code relating to requirements of licenses and bonds for dealers in agricultural products.

HB 801 As Amended by HA 1 - 7-21-72 - amending Chapters 31 and 33, Title 20 and Chapter 82, Title 29 of the Delaware Code relating to the Division of Civil Defense and the Council on Civil Defense.

HB 835 - 7-21-72 - amending Chapters 13 and 83, Title 9, Delaware Code relating to procedures for assessment of lands in New Castle County.

HB 854 As Amended by HA 1 and SA 1 - 7-21-72 - amending Titles 1,10,14 and 29, Delaware Code relating to distribution of law books to State agencies and legislators.

SB 615 As Amended by SA 1 & 2 and HA 1 - 7-21-72 - amending Chapter 21, Title 21, Delaware Code relating to display of number plates.

SB 693 - 7-21-72 - amending Chapter 83, Title 29, Delaware Code relating to hearings held by the State Board of Pension Trustees.

SB 696 - 7-21-72 - amending Chapter 11, Title 9, Delaware Code relating to the government of New Castle County.

SB 758 - 7-21-72 - permitting the Marshallton-McKean School District to transfer certain funds.

SB 773 - 7-21-72 - appropriating the sum of \$10,000 to the Delaware Guidance Services for Children and Youth, Inc.

SS 1 for SB 732 - 7-22-72 - amending Titles 17 and 7, Delaware Code transferring responsibility for beach

erosion control to the Department of Natural Resources & Environmental Control; providing penalties for damaging of beaches; authorizing the Secretary to issue cease and desist orders to prevent such damage; authorizing issuance of bonds to finance a Beach Preservation Fund and appropriating the sum of \$67,270 to the Department.

HS 1 for HB 371 As Amended by HA 2 - 7-23-72 - empowering and directing the Department of Administrative Services to grant a long-term lease to the Cranston Heights Fire Company.

HB 822 - 7-23-72 - amending Chapter 25, Title 29, Delaware Code relating to salaries of State Detectives in the Department of Justice and appropriating the sum of \$7,500.

HB 851 As Amended by HA 1 - 7-23-72 - amending Chapter 17, Title 14, Delaware Code relating to occupational-vocational units.

HB 886 - 7-23-72 - amending Chapter 41, Title 21, Delaware Code relating to Rules of the Road.

SB 204 - 7-23-72 - amending Title 15, Delaware Code relating to the election of a Deputy Administrative Director of the Department of Elections.

SB 582 As Amended by HA 1 - 7-23-72 - adding a new chapter to Title 14, Delaware Code entitled "Utilization of Educational Facilities".

SB 735 As Amended by SA 1 - 7-23-72 - amending Chapter 33, Title 19, Delaware Code relating to unemployment compensation.

SB 777 - 7-23-72 - directing the Board of Pension Trustees to conduct a study of the feasibility and funding of a common pension plan for all State employees.

SB 778 - 7-23-72 - directing the Board of Pension Trustees to conduct a review and actuarial valuation of suggested changes in the State Employees Pension Plan.

SB 779 - 7-23-72 - amending Section 7(g) of Chapter 736, Volume 57, Laws of Delaware by transferring the sum of \$100,000 to be used with funds appropriated in Chapter 347, Volume 58, Laws of Delaware.

SB 792 As Amended by SA 1 - 7-23-72 - authorizing Kent County Vocational and Technical Center to grant a long-term lease to the Golden Opportunity Center, Inc.

****SB 757 As Amended by SA 2,3,5,6,9,11,12,14,15,16 and 17 - 7-24-72** - the 1973 Capital Improvements Act.

On the indicated date the Governor vetoed the following legislation:

****SB 757 As Amended by SA 2,3,5,6,9,11,12,14,15,16 and 17 - 7-24-72 -** although this bill was signed by the Governor, there is an item veto, which can be found on page 11 beginning with the words "In addition" on line 22 and ending with the word "procedures" on line 28 thereof.

FECJr/mm

July 27, 1972

LEGISLATIVE ADVISORY NO. 30

TO:

Sen. Dean C. Steele	Hon. W. Laird Stabler, Jr.
Sen. David H. Elliott	Frances West
Sen. Thomas E. Hickman	James Kennedy
Sen. George F. Schlor	Robert Smyers
Rep. Ralph R. Smith	William J. Warren
Rep. John F. Kirk, Jr.	Burton D. Willis
Rep. William J. Gordy	Col. George J. Bundeck
Rep. R. Glen Mears, Sr.	Tim McCoy
Rep. Daniel E. Weiss	W. Brooke Stabler, Jr.
Rep. William T. Poulterer, III	Beatrice C. Melson
Rep. John A. Dillman	Richard Caldwell
Rep. George C. Hering, III	Bruce Ralston
Rep. Hudson E. Gruwell	James Zeller
Rep. Arthur W. Dobberstein	George Cripps
Rep. George Jarvis	Emily Womach
Rep. John G. S. Billingsley	Cabinet Secretaries
Kent County Levy Court	Governor's Staff
John Geuther	Clerk of the House
Morton R. Kimmel, Esquire	Secretary of the Senate
John R. Fisher	Duane Olsen
Dr. Kenneth C. Madden	Legislative Council

FROM: Fletcher E. Campbell, Jr.,
Counsel to the Governor

The Governor approved the following legislation on the indicated dates:

SB 664 As Amended by HA 3 - 7-24-72 - amending Chapters 63 and 65, Title 29, Delaware Code by providing for a separate line item covering other employment costs in appropriation bills.

HB 642 As Amended by HA 2 - 7-24-72 - amending Chapter 3, Title 21, Delaware Code relating to the issue of uncollectible checks to the Division of Motor Vehicles.

HB 916 As Amended by HA 1 - 7-24-72 - amending Chapter 2, Title 1, Delaware Code relating to continuous Code revision.

SB 731 - 7-25-72 - amending the Town Charter of Laurel.

HB 471 As Amended by HA 1 - 7-25-72 - authorizing the Levy Court of Kent County to issue bonds to provide funds for additional county office space.

HB 928 As Amended by HA 1 & 2 - 7-25-72 - amending subchapter VIII of Chapter 5, Title 4, Delaware Code by decreasing the rate of taxation on wine.

HB 955 As Amended by HA 1 & 2 - 7-25-72 - amending Chapter 1, Title 17, Delaware Code relating to sidewalk construction.

HB 729 - 7-26-72 - amending the Charter of the City of Seaford.

HB 748 - 7-26-72 - amending the Charter of the Town of Laurel.

HB 761 As Amended by SA 1 & 2 - 7-26-72 - amending the Charter of the City of Delaware City.

HB 951 - 7-26-72 - amending the Charter of the Town of Magnolia.

SB 795 - 7-26-72 - amending the Charter of the City of Lewes.

On the indicated date the Governor vetoed the following legislation:

SB 435 As Amended by SA 1 & 3 and HA 1 - amending Chapter 39, Title 18, Delaware Code relating to casualty insurance contracts.

July 13, 1972

The following bills are amendments to the Constitution of the State of Delaware, introduced by the 126th General Assembly, passed both Houses, therefore, passed their first leg.

HB 131 w/HA 1 - An Act to Amend Article 2, Section 17 of the Constitution of the State of Delaware by eliminating the prohibitions against certain types of lotteries.

HB 800 - An Act proposing an Amendment to the Constitution of the State of Delaware.

HB 837 w/HA 1 - An Act proposing an Amendment to Section 4 and Section 8, Article 1 of the Constitution of the State of Delaware relating to the necessity of proceeding by indictment.

The original bills have been delivered to the Office of the Secretary of State and receipt of delivery received by the Bill Clerk.

Following is a list of the bills that did not receive favorable consideration in order to pass both Houses.

- HB 1** - Amending the Constitution
- HB 3** - Relating to qualifications for voting
- HB 13** - Relating to compensation to members of the General Assembly
- HB 64** - Increasing terms of office of members of the General Assembly
- HB 75** - Increasing the terms of office of members of the House of Representatives
- HB 138** - Relating to trial by jury
- HB 239** - Relating to residency requirements and qualifications for voting
- HB 263** - Relating to compensation to be paid to the President of the Senate
- HB 319** - Relating to the power of the Governor to appoint a Lieutenant Governor in the event of a vacancy thereof
- HB 320** - Relating to compensation, expenses and allowances of the members of the General Assembly
- HB 346** - Relating to compensation, expenses and allowances of the members of the General Assembly
- HB 576** - Relating to public education
- HB 578** - Relating to length of time the General Assembly may meet
- HB 579** - Relating to compensation for members of the General Assembly
- HB 591** - Lowering age qualification for members of the General Assembly
- HB 619** - Relating to Constitutional Conventions
- HB 620** - Relating to calling a Constitutional Convention
- HB 776** - Relating to sale of lottery tickets, etc.
- HB 853** - Relating to quorum among judges
- HB 888** - Striking Article 12 (agencies)
- HB 896** - Relating to former State Judges

HOUSE SESSION DATES 1971

JANUARY

1st Day 12th
 2nd Day 13th
 3rd Day 20th
 4th Day 21st
 5th Day 27th
 6th Day 28th

MARCH

7th Day 1st
 8th Day 3rd
 9th Day 10th
 10th Day 11th
 11th Day 16th
 12th Day 23rd
 13th Day 24th
 14th Day 25th
 15th Day 30th
 16th Day 31st

APRIL

17th Day 1st
 18th Day 6th
 19th Day 7th
 20th Day 8th
 21st Day 13th
 22nd Day 14th
 23rd Day 20th
 24th Day 21st
 25th Day 22nd
 26th Day 27th
 27th Day 28th
 28th Day 29th

MAY

29th Day 4th
 30th Day 5th
 31st Day 6th
 32nd Day 11th
 33rd Day 12th
 34th Day 13th
 35th Day 18th
 36th Day 19th
 37th Day 20th
 38th Day 25th
 39th Day 26th
 40th Day 27th

JUNE

41st Day 1st
 42nd Day 2nd
 43rd Day 3rd
 44th Day 8th
 45th Day 9th
 46th Day 10th
 47th Day 15th
 48th Day 16th
 49th Day 17th
 50th Day 21st
 51st Day 22nd
 52nd Day 23rd
 53rd Day 24th
 54th Day 28th
 55th Day 29th
 56th Day 30th

SPECIAL SESSION

JULY

1st Day 26th (5 P.M.)
 2nd Day 27th
 3rd Day 28th
 4th Day 29th (10:28 A.M.)

OCTOBER

5th Day 5th (6:30 P.M.)
 6th Day 6th (6:30 P.M.)

NOVEMBER

7th Day 4th (7:30 P.M.)

HOUSE SESSION DATES 1972**JANUARY**

1st Day 11th
 2nd Day 12th
 3rd Day 13th
 4th Day 18th
 5th Day 19th
 6th Day 20th
 7th Day 25th
 8th Day 26th
 9th Day 27th

MARCH

10th Day 14th
 11th Day 16th
 12th Day 21st
 13th Day 23rd
 14th Day 29th

APRIL

15th Day 11th
 16th Day 12th
 17th Day 13th
 18th Day 18th
 19th Day 19th
 20th Day 20th
 21st Day 25th
 22nd Day 26th
 23rd Day 27th

MAY

24th Day 2nd
 25th Day 3rd
 26th Day 4th
 27th Day 9th
 28th Day 10th
 29th Day 11th
 30th Day 16th
 31st Day 17th
 32nd Day 18th
 33rd Day 23rd
 34th Day 24th
 35th Day 30th
 36th Day 31st

JUNE

37th Day 1st
 38th Day 6th
 39th Day 7th
 40th Day 8th
 41st Day 13th
 42nd Day 14th
 43rd Day 20th
 44th Day 21st
 45th Day 22nd
 46th Day 27th
 47th Day 28th
 48th Day 29th
 49th Day 30th

**RULES
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF DELAWARE
126TH GENERAL ASSEMBLY
1971-1972**

I. RULES OF ORDER

Rule 1. Convening of House

The House of Representatives shall meet every day (Friday, Saturday, Sunday and holidays excepted) at 1:30 P.M., unless otherwise ordered.

Eighteen of the members elected to the House shall constitute a quorum to do business, but a less number may recess or adjourn from day to day.

Rule 2. Order of Business

1. Calling of House to order.
2. Prayer by Chaplain.
3. Salute to Flag.
4. Roll Call.
5. Approval of Minutes.
6. Presentation of petitions, memorials or communications.
7. Reports from Standing and Special Committees.
8. Reporting by the Clerk of prior filed bills and resolutions.
9. Introduction of all other bills and resolutions by members.
10. Calendar for the day.
11. Miscellaneous business.

II. DUTIES OF THE SPEAKER

Rule 3. Call to Order

The Speaker shall take the Presiding Officer's chair at the designated hour and shall call the House to order.

Rule 4. Control over Debate

The Speaker shall have general direction over the House Chamber and shall preserve order and decorum. In debate he shall prevent personal reflection and confine the members to the question under discussion. No member shall have the floor except when recognized by the Speaker.

Rule 5. Decide Questions of Order; Appeal

The Speaker shall decide all questions of order. An appeal from his 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 members present and voting. The Speaker shall not vote on appeals from his own decision.

Rule 6. Temporary Presiding Officer

The Speaker may name a member to perform the duties of Presiding Officer, but such substitution shall not extend beyond an adjournment or a recess except when the Speaker obtains leave of absence, in which case he may name a member as Speaker Pro Tempore during such leave which leave shall not exceed five legislative days.

When neither the elected nor appointed presiding officer shall be present, the House shall be called to order by the senior member in terms of service of the Majority Party who shall serve in the interim as the Presiding Officer.

Rule 7. Signing of Bills and Resolutions

The Speaker shall sign all bills and resolutions requiring his signature. 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 Speaker Pro Tempore shall sign when and where necessary.

Rule 8. Assignment of Bills and Resolutions to Committees

The Speaker shall determine the principal objective of a bill or joint resolution and assign same to the committee to which such subject matter is appropriate. Concurrent resolutions may, in the discretion of the Speaker, also be assigned to committee.

Rule 9. Appointment of Committees

The Speaker shall appoint all committees unless otherwise ordered by the House.

Where illness or other sufficient cause shall compel the absence of any committee member for more than five consecutive legislative days, the Speaker, in his discretion, may fill such vacancy during said absence.

III. CONDUCT OF MEMBERS

Rule 10. Attendance of Members

Every member shall be in his seat at the hour to which the House shall be called to order.

No member shall, unless from illness or other sufficient cause, absent himself from any session of the House without having first obtained leave of absence from the Speaker.

Rule 11. Addressing the House

Every member desirous of speaking shall rise from his desk and respectfully address the Speaker but shall not proceed to speak further until recognized by the chair. His remarks shall be confined to the subject before the House.

Rule 12. Decorum of Members

Every member shall conduct himself in an honorable manner at all times. Personal reflections shall be prohibited.

While the Speaker is putting the question or addressing the House or while a member is speaking, no member or other person shall engage in private conversation or be permitted to walk across or out of the House or pass between the Speaker and the member addressing the House.

A member shall not be interrupted when speaking, except to a call to order by the Speaker or by a member through the Speaker, or by a member to explain, or by a motion for the previous question, or to adjourn.

No member shall be referred to by name in debate, unless for transgression of the rules of the House and then by the Speaker only.

If any member of the House shall transgress the rules, the Speaker shall, or any member may call him to order, in which case he shall immediately sit down and not proceed without leave of the House, which if granted, shall be upon motion that he be allowed to proceed, which motion shall not be debatable.

IV. COMMITTEES**Rule 13. Standing Committees**

The standing committees of the House shall be constituted, insofar as possible, in proportion to the number of members of the two political parties.

The Speaker shall appoint the membership of the following standing committees which shall continue during the session.

1. Agriculture Committee
2. Appropriations Committee
3. Community Affairs Committee
4. Education Committee
5. Environmental Control Committee
6. Health & Social Services Committee
7. Highway Transportation Committee
8. House Administration & Passed Bills Committee
9. Judiciary Committee
10. Labor & Commerce Committee
11. Natural Resources Committee
12. Public Safety Committee
13. Revenue & Finance Committee

Rule 14. Appointment of Special Committees

The Speaker, on his own initiative or upon order of the House, may appoint Special Committees.

Rule 15. Quorum on Committees

A majority of the members of any standing or special committee shall constitute a quorum.

Rule 16. Committee Meetings

No committee meeting shall be held while the House is in session without the consent of the Speaker. So far as may be applicable, the rules of the House shall be observed.

Rule 17. Committee Reports

Committee reports other than only signatures, including minority reports, shall be printed or typewritten.

Bills and resolutions reported out of committee shall be by a majority of the committee. The committee member shall designate whether he is voting (a) favorable, (b) unfavorably, or (c) upon the merits.

Rule 18. Committee of the Whole

The Committee of the Whole shall mean and include a committee of the entire membership of the House. So far as may be applicable, the rules of the House shall be observed in the Committee of the Whole.

V. BILLS AND RESOLUTIONS

Rule 19. Introduction of Bills and Resolutions; Filing with Clerk

Every bill or resolution shall be introduced by a member or by report of a committee. Introduction may be by either of two methods:

(a) Filing of bills and resolutions with the Clerk of the House. A bill or resolution may be introduced by being filed with the Clerk of the House not less than one-half hour prior to the opening of the session. A bill or resolution that is filed with the 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. At the beginning of the day's session following the filing of a bill or resolution with the Clerk, the Clerk shall introduce the bill or resolution. Such introduction of the bill or resolution by the Clerk shall constitute the first reading of such bill or resolution.

(b) A bill or resolution may be introduced from the floor while the House is in session if it is deemed necessary.

Rule 20. Preparation and Custody

Every bill and resolution shall be introduced with an original and two backed copies marked "duplicate".

While under consideration by the House, the original of the bill or resolution shall at all times remain in the custody of the Chief Clerk of the House or the chairman of the committee to which it was assigned. A "duplicate" copy shall go to the following: The Speaker, the Majority and Minority Leaders, the Majority and Minority Whips, the sponsor, and the Legislative Council.

Upon introduction a copy of each bill or resolution shall be delivered to every member. There shall also be delivered to the Legislative Council copies of said bill or resolution.

The original of all bills and resolutions shall be produced in such manner as approved by the State Archivist and Director of the Legislative Reference Bureau for permanency and legibility.

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 shall also contain the text of the bill or joint resolution in full.

Rule 22. First Reading and Assignment to Committee

Every bill and joint resolution when introduced shall be read one time by title only, after which it shall be assigned to the proper committee.

Every bill or joint resolution whether emanating from the House or the Senate carrying an appropriation or which may involve any financial obligation either present or future on the part of the State of more than \$50,000, 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 re-referred for not more than five legislative days to the Committee on Appropriations for its advisory report, if any.

Rule 23. Final Reading and Consideration by House

When brought before the House for passage, each bill and joint resolution shall be given its final reading by title; and enacting clause only unless the Speaker directs a reading in full.

No bill, joint resolution, or concurrent resolution, if assigned to committee, shall be brought before the House for passage on the same day it is reported out of committee, nor in the absence of the sponsor without his written consent.

Rule 24. Amendments

Every bill and resolution may be amended at any time before final action is taken. No title of a bill or resolution, however, may be amended or changed except for typographical error.

Rule 25. Substitute Bills

A substitute bill may be introduced by the sponsor of the bill for which it is a substitute. Upon introduction the sponsor shall briefly explain either orally or within the substitute wherein it differs from the original. The substitute shall be assigned to committee and follow the same procedure as other bills.

Once assigned to committee the substitute bill shall render null and void the bill for which it is a substitute.

Rule 26. Petition Bill or Resolution Out of Committee

Every bill or resolution which shall have been in committee for a period of not less than ten legislative days shall, upon written request of twenty or more members of the House, be reported to the House for a decision as to its further disposal.

Rule 27. Voting

Every bill or joint resolution which shall come before

the House for final action shall be acted upon by a roll call vote.

The names of the members of the House shall be called alphabetically and each shall, without debate or comment, answer "yes", "no", or "not voting".

No member shall be permitted to change his vote after the decision shall have been announced by the Chief Clerk.

VI. MOTIONS

Rule 28. Motions to be in Writing

All motions shall be reduced to writing if desired by the Speaker. Any motion may be withdrawn or modified by the mover at any time before an amendment or ordering of the yeas and nays.

Rule 29. Debate and Vote on Motions

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

Every motion before the House 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 incidental motions, subsidiary motions, or other motions presenting questions of a general procedural nature. The vote of a majority of the elected members shall prevail in the case of privileged motions, 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.

The Speaker may cause, or any member may call for a division, in which case the members voting in the affirmative shall be required to rise for the purpose of being counted by the Clerk of the House. The yeas and nays shall be taken only on motion that the roll be called.

Rule 30. Motion to Adjourn

A motion to adjourn shall always be in order, except during roll call, and shall be decided without debate.

Rule 31. Precedence of Motions

When a question is under debate, no motion shall be received but

1. To adjourn.

2. To adjourn to a day certain.
3. To lay on the table.
4. For the previous question.
(which four motions shall be decided without debate)
5. To commit.
6. To postpone to a day certain.
7. To postpone indefinitely.
8. To amend.

Rule 32. Motion for Previous Question

A motion for the previous question shall not be entertained except at the request of five members rising for that purpose, and shall be determined without debate; but when the previous question has been called and sustained, it shall not cut off any pending amendment. The vote shall be taken without debate, first on the amendments in their order and then on the main question.

Rule 33. Motion for Reconsideration

(a) No motion for reconsideration shall be in order unless made on the same day or on one of the three next succeeding legislative days.

(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, the motion to reconsider shall be accompanied by a motion to request the Senate 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.

VII. CALENDAR

Rule 34. House Calendar

The Clerk of the House shall keep a House Calendar on which shall be placed the number and subject of all bills and resolutions and the name of the introducer thereof; and, if reported from committee, the action of the committee thereon. Said bills and resolutions shall be kept on the Calendar until final action is taken thereon, and such as lie over and other matters undisposed of, shall be placed in the order in which they are presented.

Rule 35. Announcement of Calendar for the Day (Agenda)

Immediately prior to adjournment or recess, the Clerk shall announce to the House by the number, sponsor and/or committee, the bills and/or resolutions that are being placed on the Calendar for the day for the next legislative session.

Rule 36. Delivery of Bills and Resolutions to the Senate

All bills and 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 within the five next succeeding legislative days.

VIII. MISCELLANEOUS

Rule 37. Suspension of Rules

The rules of the House shall not be changed or suspended except by a vote of three-fifths of the members elected to the House, unless these rules otherwise provide.

Rule 38. Authorized Manual of Parliamentary Practice

In all cases to which they are applicable and in which they are not inconsistent with these rules, the rules of parliamentary practice comprised in Robert's Rules shall govern the House.

Rule 39. Supervision of Legislative Staff

The Chief Clerk, or in his absence the Assistant Chief Clerk, shall at all times have complete jurisdiction over the members of the legislative staff. In this respect the Chief Clerk, or Assistant Chief Clerk, shall be directly responsible to the Speaker and House Administration and Passed Bills Committee.

Rule 40. Registration of Lobbyists

Any person who is employed for compensation paid by others than the Legislature and whose employment calls for or includes activity in or about the House of Representatives in regard to legislation must register with the Chief Clerk of the House of Representatives. Such person shall disclose in the detail deemed by the Chief Clerk necessary, the following information which will be recorded in a register kept by the Chief Clerk: (1) the name and address of the registrant; (2) the name and address of the registrant's employer including any association, organized group, state agency or office, or labor union, and in case of multiple employers a suf-

ficient number so identified as to indicate the class or classes registered with those interests the registrant is concerned; and (3) the subject or subjects of legislation to which his employment relates.

A person to whom this requirement or registration applies may not appear before a House committee in pursuance of his employment until he is registered except upon special invitation of the committee, nor shall he in such pursuit try to influence the legislative judgment or action of a member of the House.

A person who is registered under this rule, or who should be registered under it, when appearing before a committee shall disclose to the committee those in whose interest he speaks, the purpose of his appearance and when he or the person for whom he appears has a pecuniary or other special interest in a measure or proposal different than the public generally, which is not apparent from his testimony, the fact thereof. Further, in pursuance of the employment for which he is or should be registered he must not knowingly furnish false information or make a false statement which is material and relevant to any matter with an intention to, or which he should know will have a tendency to influence the judgment or action of the House or of a committee thereof.

Rule 41. Certification of News Media

Accredited representatives of the daily and weekly press, press associations, and of radio and television stations shall be accorded equal press privileges by the House Administration and Passed Bills Committee. Any person wishing to report proceedings of the House may apply to said committee for assignment to suitable available space.

On approval of the House Administration and Passed Bills Committee, radio and television stations shall be permitted to air and record sessions of the House.

Rule 42. Privilege of Floor

The privilege of the floor may be granted by the Speaker upon request of any member.

INDEX

Administrative Service -

An Act making a supplemental appropriation to the Department of Administrative Services, **HB 867**.

Adult Corrections -

An Act making a supplementary appropriation to the Department of Health and Social Services, **HB 883**.

An Act making a supplementary appropriation to the Department of Health and Social Services, **HB 941**.

Age of Consent -

An Act to amend Subchapter XLIV, Chapter 3, Title 11 of the Delaware Code, relating to age of consent, **HB 546**.

An Act to amend Title II, Delaware Code, Section 781, relating to the criminal offense of rape, **HB 763**.

Age of Majority -

An Act to amend Title 1 and Title 25 of the Delaware Code relating to age of majority, adding certain definitions to assist the judiciary in the interpretation of statutes, and providing for the acquisition and conveyance of title to real estate by persons eighteen years of age or older, **HB 648**.

An Act to amend Title 6 and Title 10 of the Delaware Code relating to the prosecution and defense of actions by persons of the age of eighteen years or older; and the settlement and release of claims by persons of the age eighteen years or older, **HB 649**.

An Act to amend Title 4, Title 6, Title 7, Title 10, Title 11, Title 12, Title 13, Title 18, Title 19, Title 21, Title 23, Title 24, Title 25, Title 29 and Title 31 of the Delaware Code relating to age of majority in Delaware, **HB 650**.

An Act to amend Title 4, Title 6, Title 7, Title 10, Title 11, Title 12, Title 13, Title 18, Title 19, Title 21, Title 23, Title 24, Title 25, Title 29 and Title 31 of the Delaware Code relating to age of majority in Delaware; and changing age requirements for certain acts, rights and privileges presently enjoyed by persons twenty-one years of age and older, **HB 750**.

An Act to amend Title 6, Title 7, Title 10, Title 11, Title 12, Title 13, Title 16, Title 18, Title 19, Title 21, Title 23, Title 24, Title 25, Title 26, Title 28, Title 29, and Title 31 of the Delaware Code relating to age of majority in Delaware; and changing age requirements for certain Acts, Rights and Privileges

presently enjoyed by persons twenty-one years of age and older, **HB 956.**

Agriculture -

An Act authorizing and making a supplementary appropriation to the Department of Agriculture to pay certain obligations incurred in a prior fiscal year, **HB 106.**

An Act to provide a supplemental appropriation to the Department of Agriculture, **HB 398.**

An Act making a supplementary appropriation to the Department of Agriculture for the Division of Production and Promotion, **HB 486.**

An Act to amend Chapter 25, Title 3, of the Delaware Code relating to requirements of licenses and bonds for dealers in agricultural products, **HB 397.**

An Act to amend Subchapter II, Chapter 39, Part IV, Title 7 of Delaware Code relating to agricultural and soil conservation, and providing for the identical use of appropriated money in all three counties, **HB 588.**

An Act to amend Chapter 83, Title 9, Delaware Code, relating to transferring the functions of the State Farmland Evaluation Advisory Committee to the Department of Agriculture and the Governor's Council on Agriculture, **HB 355.**

An Act to amend Title 3, Delaware Code, by creating a new chapter to be designated as Chapter 56 relating to the issuing, administration, enforcement and determination of marketing programs on agricultural commodities imposing powers and duties on the State Department of Agriculture providing for the creation and operation of committees prescribing the contents of programs and providing for the imposition and collection of fees, **HB 152.**

Aid -

An Act to provide a supplementary appropriation to the Division of Social Services of the Department of Health and Social Services, for General Assistance grants, Aid to the Disabled, and Aid to Families with Dependent Children, **HB 564.**

Alcohol -

An Act to amend Title 4, Delaware Code, relating to alcoholic liquors by providing annual compensation to the members of the Delaware Alcoholic Beverage

Control Commission, **HB 314**.

An Act to amend Title 4, Delaware Code, relating to alcoholic liquors by providing compensation to the members of the Delaware Alcoholic Beverage Control Commission, **HB 316**.

An Act to amend Title 4, Chapter 11, Delaware Code, relating to seizure and confiscation of alcoholic liquor and property used in offenses against the Liquor Control Act and the rules of the Alcoholic Beverage Control Commission and providing for the disposition therefor, **HB 317**.

An Act to amend Title 4, Delaware Code, relating to the grounds for refusal of licenses for the sale of alcoholic liquor, **HB 900**.

An Act to amend Chapter 35, Title II of the Delaware Code relating to evidence of weight of alcohol in the blood of a person alleged to have driven or operated a motor vehicle while under the influence of intoxicating liquor, **HB 819**.

An Act to amend Chapter 7, Title 4 of the Delaware Code, relating to the prohibition of sales of alcohol to certain persons, **HB 18**.

An Act to amend Chapter 7 and Chapter 9, Title 4 of the Delaware Code relating to alcoholic liquors; and changing age requirements for certain Acts, Rights and Privileges presently enjoyed by persons twenty-one years of age and older, **HB 821**.

An Act to amend Chapter 41, Title 21, Delaware Code by making it unlawful to refuse to submit to a screening breath test under certain conditions, **HB 265**.

An Act to amend Chapter 611 of Title 21, Delaware Code by providing for the Health and safety of persons arrested for intoxicated driving and to provide for a medical examination and temporary detention at a facility of the alcoholism services division of the State Division of Mental Health and Mental Retardation, **HB 445**.

An Act to repeal Subsection (f) and to amend Subsection (g) of Section 543, Title 4, Delaware Code, relating to alcoholic liquors by repealing the requirement of distances between establishments licensed by the Commission, **HB 22**.

An Act to amend Section 3507, Title 11, Delaware Code, and Section 4176 (a), Title 21, Delaware Code, relating to evidence of weight of alcohol in the blood of a person alleged to have driven operated or had

in actual physical control a motor vehicle while under the influence of intoxicating liquor or drugs, **HB 163**.

An Act to amend Title 4 of the Delaware Code, relating to the importation of alcoholic liquors, **HB 41**.

An Act to amend Chapter 6, Title 11, Delaware Code, relating to the arrest and disposition of persons intoxicated in public places, **HB 318**.

An Act to amend Title 4, Delaware Code, regulating alcoholic liquors by providing for an annual license fee for clubs obtaining licenses for sale of alcoholic liquors for consumption off the premises, **HB 393**.

An Act to amend Title 4, Delaware Code, relating to the grounds for refusal of licenses for the sale of alcoholic liquor, **HB 901**.

An Act to amend Chapter 27, Title 21, of the Delaware Code, creating authority in the Department of Public Safety to grant limited drivers privileges for those convicted for the first time for driving under the influence of intoxicating liquor or drugs, **HB 820**.

An Act to amend Chapter 9, Title 4, of the Delaware Code relating to criminal offenses and penalties in the sale of alcoholic liquors, **HB 257**.

An Act to amend Title 4, Delaware Code, relating to alcoholic liquors requiring non-resident producers and suppliers and their representatives to obtain licenses and pay fees therefor, **HB 425**.

An Act to amend Title 4, Delaware Code, Section 512, relating to the removal of partially consumed bottles of alcoholic liquor from clubs, restaurants, hotels, dinner theaters, or horse racetracks, **HB 187**.

An Act to amend Title 4, Delaware Code, to require all distilleries or manufacturers of alcoholic liquors to affirm that the bottle and case price of all alcoholic liquors, excluding beer and wine, sold by them to Delaware importers shall be no higher than the lowest price at which such items are being sold by them to any wholesalers, or states operating retail liquor stores, anywhere in the United States and to require the filing annually, and upon demand, by such manufacturers or distilleries of schedules of such prices being charged Delaware importers, **HB 960**.

An Act to repeal Title 4 of the Delaware Code and creating a new Title 4 prohibiting the manufacture, sale and consumption of alcoholic beverages, **HB 787**.

An Act to amend Title 4, Delaware Code, entitled "Alcoholic Liquors" to permit the sale of alcoholic

liquor on December 31 when such day falls on a Sunday, **HB 721**.

An Act to repeal Rule 22 of the Rules of the Alcoholic Beverage Commission pertaining to storage of liquor by taverns, restaurants, taprooms, clubs, and hotels during closed hours, **HB 733**.

An Act placing a 10% surtax on all fines levied for violations of certain sections of Title 4 and Title 21 of the Delaware Code to be deposited to the account of the Alcoholic Detoxification Center, **HB 217**.

An Act to amend Subchapter VI, Chapter 5, Title 4, Delaware Code, to provide a time for announcing the cancellation or suspension of licenses for the sale of alcoholic liquor and to provide that the period of suspension shall not include a Federal holiday, **HB 937**.

An Act to amend Chapter 9, Title 4, of the Delaware Code relating to the confiscation of vehicles used in the transportation of untaxed alcoholic liquors, **HB 457**.

Alderman Courts -

An Act to amend Title 10, Title 11, Title 16 and Title 21 of the Delaware Code relating to Alderman's Courts, also providing minimum standards and qualifications for such Courts, **HB 828**.

Ambulance -

An Act to amend Title 16, Delaware Code, by creating a new chapter to be designated as Chapter 76 to provide for the regulation of and standards for ambulance service by the State Fire Prevention Commission, and to provide an appropriation therefor, and to grant immunity from suit under certain circumstances, **HB 485**.

An Act to amend Title 16, Delaware Code, by creating a new Chapter to be designated as Chapter 68 to provide for the regulation of and standards for ambulance service by the State Fire Prevention Commission, **HB 232**.

An Act to amend Title 16, Delaware Code, by creating a new Chapter to be designated as Chapter 68 to provide for the regulation of and standards for ambulance service by the State Fire Prevention Commission, and to provide an appropriation therefor, and to grant immunity from suit under certain circumstances, **HB 253**.