VOTINGRECORD 2009–2010 DELAWARE

YOUR LEGISLATORS' VOTING RECORD ON SMALL BUSINESS ISSUES

2009–2010 SESSION: Roll call votes by your state legislators on small business issues are listed below. While the Voting Record does not reflect all elements considered by a lawmaker when voting, it can be a guide in evaluating your legislator's attitude toward small business. Please thank those legislators who supported small business.

VOTING KEY

Y	=	Voted "Yes"
N	=	Voted "No"
–	=	Did Not Vote
N/A	=	Not Enough Votes to Complete Record

HOUSE BILLS:

1 **HS 1 for HB 390, The Regulatory Flexibility Act:** Requires state agencies to provide an analysis on the impact of regulations on small business. Additionally, it requires a full review of regulations on the small business community every five years. **A "Yes" vote supports the NFIB position.** Passed the House 37–0; died in the Senate due to lack of action.

2 **HB 170, Unemployment Insurance:** Makes changes to Delaware UI law in order to qualify for Federal Stimulus money. Among other things, the legislation adopted alternative base period as a means of qualifying for unemployment insurance and provided UI benefits for individuals who quit to care for a sick family member. **A "No" vote supports the NFIB position.** Passed the House 38–3, the Senate 16–3; signed by Gov. Markell.

3 **HS 1 for HB 230, Labor Misclassification:** Grants new authority to the Department of Labor to investigate, bring action and penalize employers who are accused of misclassifying employees as independent contractors. The bill includes a stop work order penalty. **A "No" vote supports the NFIB position.** Passed the House 37–3, the Senate 18–2; signed by Gov. Markell.

4 **HB 291 With HA 1, HA 4, Estate Tax:** Reinstates Delaware's estate tax. Delaware has not had an estate tax since 2005. The legislation calculates the estate tax using the rate schedule for state tax credits available under federal law. The law does provide an estate tax exemption for farm land. **A "No" vote supports the NFIB position.** Passed the House 25–16, the Senate 14–6; signed by Gov. Markell.

5 **SB 7 With SA 2, Real Property Eminent Domain:** Requires state, county or municipal governments, or state agencies or other condemning entities to use their eminent domain authority solely for public use. **A "Yes" vote supports the NFIB position.** Passed the House 41–0, the Senate 19–0; signed by Gov. Markell.

SENATE BILLS:

1 **SB 81 With SA 5, Menu Labeling:** Requires chain restaurants to label food choices on menus. **A "No" vote supports the NFIB position.** Passed the Senate 15–5; died in the House due to lack of action.

2 **HB 170, Unemployment Insurance:** Makes changes to Delaware UI law in order to qualify for federal stimulus money. Adopts the alternative base period as a means of qualifying for unemployment insurance and provides UI benefits for individuals who quit their jobs to care for a sick family member. **A "No" vote supports the NFIB position.** Passed the House 38–3, the Senate 16–3; signed by Gov. Markell.

3 **HS 1 for HB 230, Labor Misclassification:** Grants new authority to the Department of Labor to investigate, bring action and penalize employers who are accused of misclassifying employees as independent contractors. The bill includes a stop work order penalty. **A "No" vote supports the NFIB position.** Passed the House 37–3, the Senate 18–2; signed by Gov. Markell.

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HOUSE OF REPRESENTATIVES						
ISSUE NUMBER	1	2	3	4	5	%
NFIB/DE POSITION	Y	N	N	N	Y	100%
Dennis P. Williams, (D) District 1	Y	Y	Y	Y	Y	40%
Hazel D. Plant, (D) District 2	–	Y	Y	Y	Y	N/A
Helene M. Keeley, (D) District 3	Y	Y	Y	Y	Y	40%
Gerald L. Brady, (D) District 4	Y	Y	Y	Y	Y	40%
Melanie L. George, (D) District 5	Y	Y	Y	Y	Y	40%
Thomas H. Kovach, (R) District 6	Y	Y	Y	N	Y	60%
Bryon H. Short, (D) District 7	Y	Y	Y	Y	Y	40%
Quinn Johnson, (D) District 8	Y	Y	Y	Y	Y	40%
Richard C. Cathcart, (R) District 9	Y	Y	Y	N	Y	60%
Dennis E. Williams, (D) District 10	Y	Y	Y	Y	Y	40%
Gregory F. Lavelle, (R) District 11	–	N	Y	N	Y	N/A
Deborah D. Hudson, (R) District 12	Y	Y	Y	N	Y	60%
John L. Mitchell, (D) District 13	Y	Y	Y	Y	Y	40%
Peter C. Schwartzkopf, (D) District 14	Y	Y	Y	Y	Y	40%
Valerie J. Longhurst, (D) District 15	Y	Y	Y	Y	Y	40%
James Johnson, (D) District 16	Y	Y	Y	Y	Y	40%
Michael P. Mulrooney, (D) District 17	Y	Y	Y	Y	Y	40%

(VOTING RECORD)

HOUSE OF REPRESENTATIVES						
ISSUE NUMBER	1	2	3	4	5	%
NFIB/DE POSITION	Y	N	N	N	Y	100%
Michael A. Barbieri, (D) District 18	Y	Y	Y	Y	Y	40%
Robert F. Gilligan, (D) District 19	–	Y	Y	Y	Y	N/A
Nick Manolakos, (R) District 20	–	Y	Y	N	Y	N/A
Michael Ramone, (R) District 21	Y	Y	Y	N	Y	60%
Joseph E. Miro, (R) District 22	Y	Y	Y	N	Y	60%
Teresa L. Schooley, (D) District 23	Y	Y	Y	Y	Y	40%
William Oberle, (R) District 24	Y	Y	Y	Y	Y	40%
John A. Kowalko, (D) District 25	Y	Y	Y	Y	Y	40%
John J. Viola, (D) District 26	Y	Y	Y	Y	Y	40%
Earl G. Jaques, (D) District 27	Y	Y	Y	Y	Y	40%
William J. Carson, (D) District 28	Y	Y	Y	Y	Y	40%
Pamela Thornburg, (R) District 29	Y	Y	Y	N	Y	60%
William R. Outten, (R) District 30	Y	Y	Y	N	Y	60%
Darryl M. Scott, (D) District 31	Y	Y	Y	Y	Y	40%
E. Bradford Bennett, (D) District 32	Y	Y	Y	Y	Y	40%
Robert E. Walls, (D) District 33	Y	Y	Y	Y	Y	40%
Donald A. Blakey, (R) District 34	Y	Y	Y	N	Y	60%
David L. Wilson, (R) District 35	Y	N	N	N	Y	100%
V. George Carey, (R) District 36	Y	Y	N	N	Y	80%
Ruth Briggs King, (R) District 37	Y	–	–	–	–	N/A
Gerald W. Hocker, (R) District 38	Y	N	N	N	Y	100%
Daniel B. Short, (R) District 39	Y	Y	Y	N	Y	60%
Clifford G. “Biff” Lee, (R) District 40	Y	Y	Y	N	Y	60%
John C. Atkins, (D) District 41	Y	Y	Y	Y	Y	40%

(VOTING RECORD)

SENATE						
ISSUE NUMBER	1	2	3	4	5	%
NFIB/DE POSITION	N	N	N	N	Y	100%
Harris B. McDowell, (D) District 1	Y	Y	Y	Y	–	N/A
Margaret Rose Henry, (D) District 2	Y	Y	Y	Y	–	N/A
Robert I. Marshall, (D) District 3	Y	Y	Y	Y	Y	20%
Michael S. Katz, (D) District 4	Y	Y	Y	N	Y	40%
Catherine L. Cloutier, (R) District 5	Y	Y	Y	N	Y	40%
Liane M. Sorenson, (R) District 6	–	Y	Y	N	Y	N/A
Patricia Blevins, (D) District 7	Y	Y	Y	Y	Y	20%
David P. Sokola, (D) District 8	Y	Y	Y	Y	Y	20%
Karen E. Peterson, (D) District 9	Y	–	Y	Y	Y	N/A
Bethany Hall-Long, (D) District 10	Y	Y	Y	Y	Y	20%
Anthony J. DeLuca, (D) District 11	Y	Y	Y	Y	Y	20%
Dorinda A. Dori Conner, (R) District 12	Y	Y	Y	N	Y	40%
David B. McBride, (D) District 13	N	Y	Y	Y	Y	40%
Bruce C. Ennis, (D) District 14	Y	Y	Y	Y	Y	20%
Nancy W. Cook, (D) District 15	Y	Y	Y	Y	Y	20%
Colin Bonini, (R) District 16	N	N	N	N	Y	100%
Brian J. Bushweller, (D) District 17	Y	Y	Y	Y	Y	20%
F. Gary Simpson, (R) District 18	N	N	Y	Y	Y	60%
Joseph W. Booth, (R) District 19	N	Y	–	N	Y	N/A
George H. Bunting, (D) District 20	Y	Y	Y	N	Y	40%
Robert L. Venables, (D) District 21	N	N	N	Y	Y	80%