

Same Day, 4:30 o'clock P. M.

Senate met at expiration of recess.

Mr. Johnston requested that Senate Bill No. 262 be recommit-
mitted to the Committee on Education.

Request granted.

On motion of Mr. Yerkes, House Bill No. 97, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," relating to Contracts of Insurance of Minors.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 111, entitled:

An Act to Authorize the Recorder of Deeds in and for New Castle County to Procure a New Press and Seal of Office.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 113, entitled:

An Act to amend 5707 Sec. 169 of Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by relieving the State from the Payment of Interest on Moneys deposited with the State Treasurer as Proof of Financial Responsibility required of Certain Persons.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 126, entitled:

An Act re-allocating the Balance of Funds in the School Building Account for Mt. Pleasant District No. 2, New Castle County, for use and aid in the Revised Building Program for said School District, and Authorizing a Referendum as to the Expenditure of said Funds pursuant to said program.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. McGuigan—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Bailey, Senate Substitute for Senate Bill No. 281, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, 1935, relating to the Salaries of the Captain, Mate and Crew of the Oyster Watch Boat.

Was taken up for consideration.

Mr. Bailey moved that action on Senate Substitute for Senate Bill No. 281 be deferred until first order of business on next Legislative Day.

Motion prevailed.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Substitute for Senate Bill No. 1, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, with reference to the Seizure and Confiscation of Alcoholic Liquor and other Property used in connection with Violations of the Liquor Control Act and providing for Proceedings in the Court of General Sessions for New Castle County in connection therewith.

Which was given first and second reading, the second by title only, and referred to the Committee on Temperance.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Joint Resolution No. 4, entitled:

Authorizing the Appointment of a Commission to Review and Examine the Insurance Laws of the State of Delaware including those pertaining to the Insurance Department; to consider other Matters Pertinent to Insurance; to make a Report and Recommendations; and to provide an Appropriation to Defray the Expenses of the Commission.

Which was given first and second reading, the second by title only, and referred to the Committee on Banking and Insurance.

Mr. Lawson, on behalf of the Committee on Passed Bills, reported to the Senate that he had delivered to the Governor the following:

Senate Bill No. 22, entitled:

An Act to amend Chapter 53, Revised Code of Delaware, 1935, as amended by Chapter 120, Volume 43, Laws of Delaware, entitled "Salaries of certain County Officers" in relation to Deputies and Clerks of certain County Offices of Sussex County.

Senate Bill No. 33, entitled:

An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, entitled "Salaries of Certain County Officers" in relation to the Salaries of certain County Officers of Kent and Sussex Counties.

Senate Bill No. 34 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, entitled "Levy Courts" in relation to the Salaries of the Levy Court Commissioners of Kent and Sussex Counties.

Senate Bill No. 35, entitled:

An Act to amend Chapter 46 of the Revised Code of Delaware, 1935, entitled "County Comptrollers" in relation to the Annual Salaries of the County Comptroller of Kent County and the County Comptroller of Sussex County.

Senate Bill No. 36, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, entitled "County Treasurers and Collection of Taxes," in relation to the Salaries of the Receivers of Taxes and County Treasurers of Kent and Sussex Counties.

Senate Bill No. 42, entitled:

An Act to amend Chapter 35 of the Revised Code of Delaware, 1935, entitled "Board of Pilot Commissioners," with reference to Expenses of Commissioners and Renewal Fees.

Senate Bill No. 76, entitled:

An Act to amend Chapter 44 of the Revised Code of Delaware, 1935, entitled "Valuation and Assessment of Property," with respect to the Salaries and Expenses of the Members of the Boards of Assessment of Kent and Sussex Counties.

Senate Bill No. 77, entitled:

An Act to amend Chapter 35 of the Revised Code of Delaware, 1935, relating to Board of Pilot Commissioners.

H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 156, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, entitled "Levy Courts," with reference to Appropriations to Fire Companies in Kent County.

Reported the same back to the Senate favorably.

R. H. YERKES

G. P. EDMONDS

H. H. LAWSON

HARRY H. MULHOLLAND

The Chair declared the Senate adjourned until 12 o'clock, Noon, March 14, 1945.

Forty-Third Legislative Day

Dover, Delaware, March 14, 1945, 12 o'clock, Noon

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Yerkes, Mr. President Pro Tem—15.

Members Absent—Ayres, Weigel—2.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

A communication was received from the Felton School, favoring House Bill No. 157 and Senate Bill No. 116, signed by seventeen members.

A petition of the Employees of the Delaware State Highway Department, signed by 232 employees, was received, favoring Senate Bill No. 116 and Senate Bill No. 137.

Mr. Rhodes, on behalf of the Committee on Public Health, to whom had been referred House Bill No. 108, entitled:

An Act to amend Chapter 75 of the Revised Code of Delaware, 1935, relating to Deaf, Dumb and Blind, by striking out the words "Indigent" and "Dumb" wherever the same may appear in said Chapter; by Repealing 3061 Section 15 thereof relating to Columbia Institution for the Deaf and Dumb and the

Appropriation provided therefor; by striking out the words "Dumb or Crippled" where the same appear in 3065 Section 19 thereof.

Reported the same back to the Senate favorably.

GEORGE W. RHODES
ROBERT H. YERKES
W. DEANE JOHNSTON
HARRY H. MULHOLLAND
I. T. HASTINGS

Mr. Rhodes, on behalf of the Committee on Temperance, to whom had been referred Senate Substitute for Senate Substitute for Senate Bill No. 1, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, with reference to the Seizure and Confiscation of Alcoholic Liquor and other Property used in connection with Violations of the Liquor Control Act and providing for Proceedings in the Court of General Sessions for New Castle County in connection therewith.

Reported the same back to the Senate favorably.

GEORGE W. RHODES
JAS. S. EVANS
JOHN R. HITCHENS
W. DEANE JOHNSTON
F. S. BAILEY

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Substitute for House Bill No. 264, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by repealing certain provisions applying to the examination of applicants for Operators' or Chauffeurs' Licenses who have attained the age of seventy-five years at the time of said application.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Lawson, on behalf of the Committee on Public Lands, to whom had been referred Senate Substitute for Senate Bill No. 128, entitled:

An Act to amend Article 3, Chapter 166 of the Revised Code of the State of Delaware, 1935, relating to the Public Lands of the State of Delaware and providing for the leasing thereof.

Reported the same back to the Senate favorably.

H. H. LAWSON
J. S. EVANS
W. DEANE JOHNSTON
HARRY H. JONES
J. CARL McGUIGAN

Mr. Lawson, on behalf of the Committee on Passed Bills, reported as approved by the Governor the following:

Senate Substitute for Senate Bill No. 4—Approved March 1, 1945.

Senate Bill No. 13—Approved March 7, 1945.

Senate Bill No. 14—Approved March 12, 1945.

Senate Bill No. 16—Approved March 12, 1945.

Senate Bill No. 23—Approved March 1, 1945.

Senate Bill No. 29—Approved March 12, 1945.

Senate Bill No. 81—Approved March 1, 1945.

Senate Bill No. 95—Approved March 12, 1945.

H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 98, entitled:

An Act to amend Chapter 146 of the Revised Code of Delaware, 1935, entitled "Limitation of Personal Actions," with reference to Action on a Book Account.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 47, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, entitled "State Old Age Welfare Commission and State Welfare Home," with reference to the appointment of the Members of the Commission.

Reported the same back to the Senate on its merits.

R. H. YERKES
H. H. LAWSON
H. H. MULHOLLAND

The Chair announced the following committee to make plans for Boys' State on Friday, March 23, 1945: Messrs. Johnston, Yerkes, Rhodes, Ayres and Bailey.

Mr. Yerkes moved that the Senate recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:30 o'clock P. M.

Senate met at expiration of recess.

On motion of Mr. Bailey, Senate Substitute for Senate Bill No. 281, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, 1935, relating to the Salaries of the Captain, Mate and Crew of the Oyster Watch Boat.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Ayres, Lawson, Weigel—3.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 93, entitled:

An Act to Appropriate Monies to the State Board of Education, Division of Special Education and Mental Hygiene, for the Education of Handicapped Children for the Fiscal Years beginning July 1, 1945, and July 1, 1946, and ending June 30, 1946, and June 30, 1947, respectively.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Joint Resolution No. 5, entitled:

Appropriating Moneys to Pay Certain Claims Relating to the Expenses of the Supreme Court.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 200, entitled:

An Act amending Chapter 118 of the Revised Code of Delaware, 1935, relative to the Orphans' Court by providing that a Guardian may pay certain expenses including Burial Expenses of the Deceased Indigent Parent or Spouse.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Bill No. 276, entitled:

An Act making Appropriations for the Payment of Pension Benefits to Certain State Employees under the Provisions of the "Delaware State Employees' Pension Act" for the Fiscal Biennium Beginning July 1st, 1945, and Ending June 30th, 1947.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Edmonds, on behalf of the Committee on Private Corporations, to whom had been referred Senate Substitute for Senate Bill No. 166, entitled:

An Act to amend Chapter 65 of the Revised Code of the State of Delaware of 1935, relating to Corporations.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. E. BINDER
JOHN R. HITCHENS
H. B. McDOWELL, JR.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 255, entitled:

An Act providing an Appropriation to make Necessary Repairs to the State Armory at Milford.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
HARRY H. JONES
GEO. E. BINDER
JOHN R. BUTLER

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred House Bill No. 181 with House Amendment No. 1, entitled:

An Act to amend Chapter 119 of the Revised Code of Delaware, 1935, relating to Justice of the Peace by providing for the disposition of Justice of the Peace Dockets upon Death or Expiration of Term.

Reported the same back to the Senate favorably.

GEO. E. BINDER
JOHN R. HITCHENS
HARRY H. JONES
JOHN R. BUTLER

Mr. Binder, on behalf of the Committee on Banking and Insurance, to whom had been referred Senate Substitute for Senate Bill No. 278, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled, "Insurance Department," with Respect to Valued Policies.

Reported the same back to the Senate favorably.

GEO. E. BINDER
G. P. EDMONDS
H. H. MULHOLLAND
I. T. HASTINGS

Mr. Lawson, on behalf of the Committee on Public Lands, to whom had been referred Senate Substitute for Senate Bill No. 231, entitled:

An Act to amend Article 1, Chapter 44, Revised Code of Delaware, 1935, as amended, relating to Valuation and Assessment of Property by Exempting Certain Improvements on Public Lands of the State of Delaware.

Reported the same back to the Senate favorably.

H. H. LAWSON
J. S. EVANS
W. DEANE JOHNSTON
HARRY H. JONES
J. CARL McGUIGAN

Mr. Johnston, on behalf of the Committee on Printing and Supplies, to whom had been referred Senate Substitute for Senate Bill No. 157, entitled:

An Act making an Emergency Appropriation to Defray the Cost of Printing the Session Laws and other State Printing.

Reported the same back to the Senate favorably.

W. DEANE JOHNSTON
HARRY H. JONES
JAMES S. EVANS
JOHN R. HITCHENS
FRED S. BAILEY

On motion of Mr. Yerkes, House Bill No. 40 with House Amendment No. 1, entitled:

An Act to amend Chapter 7 of the Revised Code of Delaware, 1935, relating to State Supplies, by providing that any State Agency may Contract with any Federal Agency for Surplus Materials without Advertising for Bids therefor.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Hon. William J. Storey.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Ayres, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Jones, Senate Bill No. 111, entitled:

An Act appropriating certain monies to the University of Delaware, Agricultural Extension Service, for the purpose of making available to Dairymen information on Improved Methods of Dairy Cattle Breeding, Management, and Milk Production.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to George M. Worrilow.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Ayres, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Jones, Senate Bill No. 112, entitled:

An Act appropriating certain monies to the University of Delaware, Agricultural Experiment Station, for the purpose of providing Research, Demonstration, Improved Breeding Stock and Improved Breeding Methods for the Dairyman.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to George M. Worrilow.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes—14.

NAYS—None.

ABSENT—Messrs. Ayres, Weigel—2.

NOT VOTING—Mr. President Pro Tem—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 322 with House Amendment No. 1, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, as amended, relating to Conveyances.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 286, entitled:

An Act to prohibit Labor Unions within the State from compelling Veterans of any Wars to join Labor Unions and providing Penalty therefor.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 243, entitled:

An Act to provide for bounties for the killing of Gray Foxes.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 142 with House Amendment No. 1, entitled:

An Act to amend Chapter 9, Volume 44, Laws of Delaware (1943) known as the Cigarette Tax Act by providing for Commissions and Refunds to cover Services and Expenses incurred by Dealers in Affixing Cigarette Stamps.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 194, entitled:

An Act to provide for defining the Boundaries of School Districts of Delaware situated outside of the City of Wilmington when the same are in doubt and to provide for the Payment of necessary expenses involved.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 138, entitled:

An Act making Appropriations for the Payment of Permanent Increases in the Salaries of certain Employees of the State for the Fiscal Years beginning July 1, 1945, and July 1, 1946, and ending June 30, 1946, and June 30, 1947, respectively.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 124, entitled:

An Act to amend Chapter 12 of the Revised Code of Delaware, 1935, entitled "Salaries of State Officers," relative to the Insurance Commissioner by Increasing the Salary of the Chief Clerk and making Appropriation for said Increase.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 28, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, relating to "Banks, Savings Societies and Trust Companies," in reference to Reserves.

And presented the same to the Senate.

On motion of Mr. Yerkes, Senate Bill No. 156, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, entitled "Levy Courts," with Reference to Appropriations to Fire Companies in Kent County.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Ayres, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Evans, on motion for leave, introduced Senate Substitute for Senate Bill No. 93, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, by suspending the Provisions of Law contained in 4007. Sec. 112., 4008. Sec. 113., and 4009. Sec. 114. thereof, pertaining to the Manufacture or Sale of Oleomargarine or other Imitations of Butter.

Which was read, and on motion of Mr. Evans that Senate Substitute be adopted in lieu of Senate Bill No. 93, which was given its third and final reading, and was adopted.

On motion of Mr. Evans, Senate Substitute for Senate Bill No. 93, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, by suspending the Provisions of Law contained in 4007. Sec. 112., 4008. Sec. 113., and 4009. Sec. 114. thereof, pertaining to the Manufacture or Sale of Oleomargarine or other Imitations of Butter.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Mr. President Pro Tem—9.

NAYS — Messrs. Bailey, Butler, Hastings, McDowell, McGuigan, Yerkes—6.

ABSENT—Messrs. Ayres, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 75, entitled:

An Act Authorizing and Directing the Collector of the Oyster Revenue to Sell the Guard Boat known as "Delaware" and to Purchase a boat for the exclusive use of the Collector of the Oyster Revenue and the Delaware Commission of Shell Fisheries.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Ayres, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Johnston, Senate Bill No. 44, entitled:

An Act to amend Chapter 73 of the Revised Code of Delaware, 1935, entitled "State College for Colored Students," by changing the Tenure of Office of Members of the Board of Trustees thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—10.

NAYS—Messrs. Bailey, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Ayres, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Johnston, Senate Bill No. 31, entitled:

An Act to amend Chapter 71, Revised Code of Delaware, 1935, relating to Free Public Schools by making the President of the State College for Colored Students, Ex-Officio, a Member of the State Board of Education.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Evans, Hitchens, Jones, Johnston, Lawson, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—10.

NAYS—Messrs. Bailey, Butler, Hastings, McDowell—4.

ABSENT—Messrs. Ayres, Edmonds, Weigel—3.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 199, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" in relation to the Training or Breaking of Dogs.

Was taken up for consideration.

Mr. Hitchens moved that action on House Bill No. 199 be deferred until Thursday, March 15, 1945.

Motion prevailed.

Mr. Mulholland moved that the Senate adjourn until 12 o'clock, Noon, March 15, 1945.

Motion prevailed.

Forty-Fourth Legislative Day

Dover, Delaware, March 15, 1945, 12 o'clock, Noon

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 199, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" in relation to the Training or Breaking of Dogs.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Butler, Edmonds, Evans, Hitchens, Jones, Johnston, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—13.

NAYS—Messrs. Bailey, Hastings, Lawson, McGuigan—4.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 62, entitled:

An Act to amend Chapter 163 of the Revised Code of Delaware, 1935, as amended, relating to Delaware Racing Commission by Reducing the Bond of each of the Commissioners to Twenty-Five Thousand Dollars (\$25,000.00); by providing for the Payment of Certain Monies to the State of Delaware to be transmitted through the Delaware Racing Commission.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Substitute for Senate Substitute for Senate Bill No. 193, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, as amended, entitled, "General Elections," by providing for the Transfer of Certain Election Duties now Performed by the Clerks of the Peace and the Sheriffs, to the Department of Elections for each County respectively; and for other Purposes.

Reported the same back to the Senate favorably.

R. H. YERKES
H. H. LAWSON
H. H. MULHOLLAND
G. P. EDMONDS

Mr. Yerkes, on behalf of the Committee on Elections, to whom had been referred Senate Substitute for Senate Bill No. 141, entitled:

An Act to amend Chapter 56, of the Revised Code of Delaware, as amended, entitled, "Registration of Voters," to provide for a General Registration of Voters every Four Years and for other purposes.

Reported the same back to the Senate favorably.

R. H. YERKES
GEO. W. RHODES
W. DEANE JOHNSTON
JOHN R. HITCHENS

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 139, entitled:

An Act making Provision for the Acquisition of certain Additional Lands and Easements in the City of Dover for the State of Delaware, to be used for Buildings and Grounds and for other State Purposes, and making an Appropriation therefor.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
HARRY H. JONES
JOHN R. BUTLER

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 313, entitled:

An Act providing a method for distributing moneys Appropriated to the State Board of Education for Teachers' Salary Increments.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 310, entitled:

An Act to amend Chapter 76 of the Revised Code of Delaware, 1935, relating to the Delaware State Hospital by providing for Voluntary Admission to such Hospital in certain cases.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing for the Appointment of Weighmasters.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 188, entitled:

An Act directing the State Highway Department of the State of Delaware to Repair and Replace the Damage to the Beach and Boardwalk in or opposite the Town of Bethany Beach, in Sussex County, Delaware, caused by the Storm occurring in September of 1944 and Appropriating money therefor.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 170, entitled:

An Act to amend Chapter 70 of the Revised Code of Delaware, 1935, relating to Delaware Commission for the Feeble-Minded.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 149, entitled:

An Act to Authorize the Levy Courts of the respective Counties to appropriate County Funds to Soil Conservation Districts.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 141, entitled:

An Act to provide for the disposition of Property and Records of the State Tax Department which have lost any further useful value.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 136, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," authorizing Domestic Life, Fire, Marine, Casualty or Workmen's Compensation Insurance Companies to Invest in Mortgages Guaranteed by the Administrator of Veterans' Affairs.

And presented the same to the Senate.

Mr. Binder, on behalf of the Committee on Banking and Insurance, to whom had been referred Senate Substitute for Senate Joint Resolution No. 4, entitled:

Authorizing the Appointment of a Commission to Review and Examine the Insurance Laws of the State of Delaware including those pertaining to the Insurance Department; to consider other Matters Pertinent to Insurance; to make a Report and Recommendations; and to provide an Appropriation to Defray the Expenses of the Commission.

Reported the same back to the Senate favorably.

GEO. E. BINDER
G. P. EDMONDS
SAMUEL WEIGEL, JR.
I. T. HASTINGS
H. H. MULHOLLAND

On motion of Mr. Yerkes, House Bill No. 114, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by providing for the Removal of Certain Duck Blinds after Open Season.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Bailey, McGuigan—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 151, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game by providing for the Licensing and Regulations of Duck Blinds in the Waters of Rehoboth Bay, Indian River and Bay, and the Tributaries thereof and prescribing Penalties for Violations.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Edmonds, Evans, Hitchens, Jones, Johnston, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—12.

NAYS—Messrs. Butler, Hastings, Lawson—3.

ABSENT—Messrs. Bailey, McGuigan—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Johnston moved that the Senate recess until 2:30 o'clock P. M.

Motion prevailed.

Same Day, 3 o'clock P. M.

Senate met at expiration of recess.

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 254, entitled:

An Act to amend Chapter 108 of the Revised Code of Delaware, 1935, entitled: "General Provisions Concerning Courts," by Increasing the Salaries of the Criers of the Courts of Kent and Sussex Counties.

Which was given first and second reading, the second by title only, and referred to the Committee on Judiciary.

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 275, entitled:

An Act making an Appropriation of \$2,500.00 for the purpose of Carrying Out the Functions of the Band of the Delaware State Guard; Period Covered; How Paid.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 293, entitled:

An Act appropriating Certain Monies to the State Board of Education to provide Means of Transportation for Certain School Children.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

Mr. Rhodes, on motion for leave, introduced Senate Substitute for Senate Bill No. 136, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, entitled, "Department of Health," by making Further Provisions for the Examination, Treatment, and Quarantine of Persons known or reasonably suspected of being Infected with a Venereal Disease.

Which was given first and second reading, the second by title only, and referred to the Committee on Public Health.

Mr. Hitchens, on motion for leave, introduced Senate Substitute for Senate Bill No. 152, entitled:

An Act to amend Chapter 178 of the Revised Code of Delaware, 1935, entitled "Commemoration of the Landing of the First Settlers of the State of Delaware at Lewes," with reference to the Name of the Commission created by said Act, its Members, Powers, and Duties.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 150, entitled:

An Act making appropriation to the State Highway Department for the Construction and Reconstruction of Roads, Highways and Bridges of the State and for Expenditures Incidental thereto and providing Conditions under which Appropriations are made to the said Department and providing the Time when such Appropriation shall become Effective and the Moneys from which said Appropriations shall be paid.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

The Chair presented House Bill No. 142 with House Amendment, No. 1, entitled:

An Act to amend Chapter 9, Volume 44, Laws of Delaware (1943) known as the Cigarette Tax Act by providing for Commissions and Refunds to cover Services and Expenses incurred by Dealers in Affixing Cigarette Stamps.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Substitute for House Bill No. 243, entitled:

An Act to provide for bounties for the killing of Gray Foxes.

Which was given first and second reading, the second by title only, and referred to the Committee on Fish, Oysters and Game.

The Chair presented House Substitute for House Bill No. 286, entitled:

An Act to prohibit Labor Unions within the State from compelling Veterans of any Wars to join Labor Unions and providing Penalty therefor.

Which was given first and second reading, the second by title only, and referred to the Committee on Labor.

The Chair presented House Substitute for House Bill No. 28, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, relating to "Banks, Savings Societies and Trust Companies," in reference to Reserves.

Which was given first and second reading, the second by title only, and referred to the Committee on Banking and Insurance.

The Chair presented House Bill No. 124, entitled:

An Act to amend Chapter 12 of the Revised Code of Delaware, 1935, entitled "Salaries of State Officers," relative to the Insurance Commissioner by Increasing the Salary of the Chief Clerk and making Appropriation for said Increase.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Bill No. 138, entitled:

An Act making Appropriations for the Payment of Permanent Increases in the Salaries of certain Employees of the State for the Fiscal Years beginning July 1, 1945, and July 1, 1946, and ending June 30, 1946, and June 30, 1947, respectively.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Bill No. 194, entitled:

An Act to provide for defining the Boundaries of School Districts of Delaware situated outside of the City of Wilmington when the same are in doubt and to provide for the Payment of necessary expenses involved.

Which was given first and second reading, the second by title only, and referred to the Committee on Education.

The President Pro Tem announced he is about to sign:

House Bill No. 40 as amended.

House Bill No. 75.

House Bill No. 81 as amended.

House Bill No. 97.

House Bill No. 111.

House Bill No. 113.

House Bill No. 126.

House Bill No. 175.

House Bill No. 176.

House Concurrent Resolution No. 4.

The Chair presented House Substitute for House Bill No. 322 with House Amendment No. 1, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, as amended, relating to Conveyances.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 136, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," authorizing Domestic Life, Fire, Marine, Casualty or Workmen's Compensation Insurance Companies to Invest in Mortgages Guaranteed by the Administrator of Veterans' Affairs.

Which was given first and second reading, the second by title only, and referred to the Committee on Banking and Insurance.

The Chair presented House Bill No. 141, entitled:

An Act to provide for the disposition of Property and Records of the State Tax Department which have lost any further useful value.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Substitute for House Bill No. 313, entitled:

An Act providing a method for distributing moneys Appropriated to the State Board of Education for Teachers' Salary Increments.

Which was given first and second reading, the second by title only, and referred to the Committee on Education.

The Chair presented House Substitute for House Bill No. 310, entitled:

An Act to amend Chapter 76 of the Revised Code of Delaware, 1935, relating to the Delaware State Hospital by providing for Voluntary Admission to such Hospital in certain cases.

Which was given first and second reading, the second by title only, and referred to the Committee on Public Health.

The Chair presented House Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing for the Appointment of Weighmasters.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented House Bill No. 188, entitled:

An Act directing the State Highway Department of the State of Delaware to Repair and Replace the Damage to the Beach and Boardwalk in or opposite the Town of Bethany Beach, in Sussex County, Delaware, caused by the Storm occurring in September of 1944 and Appropriating money therefor.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented House Bill No. 170, entitled:

An Act to amend Chapter 70 of the Revised Code of Delaware, 1935, relating to Delaware Commission for the Feeble-Minded.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 149, entitled:

An Act to Authorize the Levy Courts of the respective Counties to Appropriate County Funds to Soil Conservation Districts.

Which was given first and second reading, the second by title only, and referred to the Committee on Agriculture.

On motion for leave, Mr. Johnston introduced Senate Resolution No. 42, entitled:

SENATE RESOLUTION NO. 42

Relative to Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the State Senate.

BE IT RESOLVED by the Senate of the State of Delaware that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for collecting data, compiling, editing and publishing the Daily Calendar for the Senate of the State of Delaware, same being expense connected with the present Session thereof, viz:

To Milford Chronicle Publishing Co., One Thousand and Five Hundred Dollars (\$1,500.00) being part payment on account for above.

Upon motion the resolution was taken up for consideration in order to pass the Senate.

On the question, "Shall the Resolution be adopted?"

The question was decided in the affirmative and the resolution having received the required constitutional majority, was adopted, by acclamation.

Mr. Mulholland moved that the Senate adjourn until 12 o'clock, Noon, March 16, 1945.

Motion prevailed.

Forty-Fifth Legislative Day

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

Member Absent—Bailey—1.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The following communications were received:

One from the Rehoboth Board of Education to Senator J. R. Hitchens urging support of House Bill No. 157 and that House Bill No. 138 is inadequate.

Mrs. Mary B. Leasure favoring House Bill No. 116 and House Bill No. 157.

Fruitland Grange favoring House Bill No. 157.

Mr. Rhodes, on behalf of the Committee on Public Health, to whom had been referred Senate Substitute for Senate Bill No. 136, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, entitled, "Department of Health," by making Further Provisions for the Examination, Treatment, and Quarantine of Persons known or reasonably suspected of being Infected with a Venereal Disease.

Reported the same back to the Senate favorably.

GEORGE W. RHODES
W. DEANE JOHNSTON
R. H. YERKES
H. H. MULHOLLAND
I. T. HASTINGS

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 138, entitled:

An Act making Appropriations for the Payment of Permanent Increases in the Salaries of certain Employees of the State for the Fiscal Years beginning July 1, 1945, and July 1, 1946, and ending June 30, 1946, and June 30, 1947, respectively.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEORGE W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House No. 141, entitled:

An Act to provide for the disposition of Property and Records of the State Tax Department which have lost any further useful value.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEORGE W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Rhodes, on motion for leave, introduced Senate Substitute for Senate Bill No. 185, entitled:

An Act appropriating Certain Moneys for the Clinical, Medical and Surgical Treatment of Honorably Discharged Veterans who have served in any War in which the United States has been engaged, who are Residents of the State of Delaware, and providing a Method of Payment for such Treatment.

Which was given first and second reading, the second by title only, and referred to the Committee on Public Health.

Mr. Yerkes moved that the Senate recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:30 o'clock P. M.

Senate met at expiration of recess.

The Chair recognized Mr. Thawley, a former member of the House of Representatives.

On motion of Mr. Yerkes, Senate Bill No. 100, entitled:

An Act to amend Chapter 56 of the Revised Code of the State of Delaware, 1935, as amended, entitled "Registration of Voters," and to repeal certain Section thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Thomas Peeney.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—10.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Edmonds, House Bill No. 93, entitled:

An Act to Appropriate Monies to the State Board of Education, Division of Special Education and Mental Hygiene, for the Education of Handicapped Children for the Fiscal Years beginning July 1, 1945, and July 1, 1946, and ending June 30, 1946, and June 30, 1947, respectively.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Bailey, Johnston, Weigel—3.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, Senate Bill No. 101, entitled:

An Act to amend Chapter 62 of the Revised Code of Delaware, 1935, entitled, "Election of Representative in Congress," by providing for the Transfer to the Department of Elections for each County respectively, the Election Duties now performed by the Sheriff of each County.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Rhodes, Yerkes, Mr. President Pro Tem—9.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Lawson, Weigel—3.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, Senate Bill No. 102, entitled:

An Act to amend Chapter 59 of the Revised Code of Delaware, 1935, entitled, "Inspectors of Elections."

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

Upon request the privilege of the floor was given to Thomas Peeney.

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—10.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred Senate Bill No. 105, entitled:

An Act to amend Chapter 131 of the Revised Code of Delaware, 1935, as amended, relating to Juries by providing for the Appointment, Qualifications, Jurisdiction and Compensation of Jury Commissions.

Reported the same back to the Senate favorably.

GEO. E. BINDER
HARRY H. JONES
JOHN R. HITCHENS
JOHN R. BUTLER

Mr. Yerkes moved that rules be suspended and that so much be considered the third and final reading of Senate Bill No. 192.

Motion prevailed.

On motion of Mr. Mulholland, Senate Bill No. 192, entitled:

An Act to create a Department of Elections for Sussex County.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Thomas Peeney.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Bailey, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Mulholland, Senate Bill No. 117, entitled:

An Act to amend Chapter 58 of the Revised Code of Delaware, 1935, entitled "Primary Elections."

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Thomas Peeney.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—10.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Weigel—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Yerkes moved that rules be suspended so that Senate Substitute for Senate Substitute for Senate Bill No. 193 be read by title only as the third and final reading of said bill.

Motion prevailed.

On motion of Mr. Mulholland, Senate Substitute for Senate Substitute for Senate Bill No. 193, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, as amended, entitled, "General Elections," by providing for the Transfer of Certain Election Duties now Performed by the Clerks of the Peace and the Sheriffs, to the Department of Elections for each County respectively; and for other Purposes.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Thomas Peeney.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—9.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Edmonds, Weigel—3.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion for leave, Mr. Ayres introduced Senate Concurrent Resolution No. 19, entitled:

SENATE CONCURRENT RESOLUTION NO. 19

In Reference to Contracts for Printing Authorized in Senate Resolution No. 11 and House Resolution No. 8.

Which was taken up for consideration in order to pass the Senate.

Mr. Yerkes moved that Senate Concurrent Resolution No. 19 be postponed indefinitely.

On the question, "Shall the Motion pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—9.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Edmonds, Weigel—3.

So the question was decided in the affirmative and the motion having received the required constitutional majority, passed the Senate and Senate Concurrent Resolution No. 19 was postponed indefinitely.

On motion of Mr. Yerkes, Senate Bill No. 214, entitled:

An Act to Create a Department of Elections for Kent County.

Was taken up for consideration.

Mr. Yerkes moved the suspension of the rules so that Senate Bill No. 214 could be read for the third time by title only.

On the question, "Shall the motion pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—9.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Edmonds, Weigel—3.

So the question was decided in the affirmative and the motion having received the required constitutional majority, passed the Senate.

On motion of Mr. Yerkes, Senate Bill No. 214, entitled:

An Act to Create a Department of Elections for Kent County.

Was taken up for consideration.

Mr. McDowell moved that action be deferred until the next Legislative Day.

Motion prevailed.

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., March 19, 1945.

Motion prevailed.

Forty-Sixth Legislative Day

Dover, Delaware, March 19, 1945, 12 o'clock, Noon

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

Communications were received from the Harrington Fire Company favoring the "Fire Marshall Bill."

Communication from the Chamber of Commerce, Delaware, Inc., Wilmington, Del., approving Senate Bill No. 103.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 106, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Applications of Minors for Operator's License; providing Expiration Period for Annual License; providing Permits for excessive size and weight and Registration of such vehicles.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 154 with House Amendment No. 1, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, entitled "Motor Vehicles," relating to Cranes.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 214, entitled:

An Act to amend Chapter 116 of the Revised Code of Delaware, 1935, as amended, entitled, "Juvenile Delinquents and Probation," relating to Salaries of the Probation Officers of the Juvenile Court of Kent and Sussex Counties.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 228, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game," by exempting Members of the Armed Forces on furlough from the Provisions thereof requiring Licenses for Hunting and Fishing.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 271, entitled:

An Act to Authorize the State Board of Education to use certain unexpended moneys heretofore appropriated for Repairs to Colored Schools under its Control.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Concurrent Resolution No. 6, entitled:

Commemorating the Distinguished and Courageous Services of Sergeant James P. Connor rendered at Cape Cavalaire, Southern France, on D-Day August 15 A. D. 1944 in World War II.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 48, entitled:

An Act to repeal Chapter 237 of Volume 33, Laws of Delaware, Excusing Women from Jury Duty.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 51, entitled:

An Act to amend Chapter 93 of the Revised Code of Delaware, 1935, relating to Wills, by providing Who may Make a Will.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 53, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, as amended, by providing for Powers of Attorney granted by persons serving in or present with the Armed Forces of the United States and others, and the legal effect thereof in the event of Death of principal without notice of knowledge thereof by the Agent or Attorney in fact; conclusive proof or Non-Revocation.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 54, entitled:

An Act to amend 4727 Section 7 of Chapter 131 of the Revised Code of Delaware, 1935, by providing for Petit Jurors for the Court of General Sessions and the Superior Court.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 55, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, relating to Conveyances, by providing for Satisfaction of Mortgages; within what time; how entered and by whom; Fee to be Paid by Debtor.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 61 with House Amendment No. 1, entitled:

An Act to amend Chapter 86 of the Revised Code of Delaware, 1935, relating to Divorce, by providing that Full Faith and Credit shall be given to Decree of Divorce by Foreign Courts.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 91, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, as amended, relating to Landlord and Tenant by providing for a Certain Notice to be given by the Landlord or Tenant for Termination of Farm Land Leases in New Castle County.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 116, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing License Fees for annual and permanent Operators' or Chauffeur's Licenses.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 221, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, as amended, pertaining to a County Free Library for New Castle County and Authorizing an Increase in the Appropriation of County Monies therefor.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:
Senate Bill No. 110, entitled:

An Act to amend Chapter 57 of the Revised Code of the State of Delaware, 1935, as amended, entitled, "Department of Elections for New Castle County."

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 114, entitled:

An Act to amend Chapter 28 of the Revised Code of Delaware, 1935, as amended, entitled "State Board of Pharmacy," with reference to the Secretary, Inspector, and other Employees thereof, their Duties and Compensation and to Fees charged and collected.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Substitute for Senate Bill No. 257, entitled:

An Act Authorizing the Levy Court of Sussex County to Appropriate County Monies for the Control of Diseases of Hogs in Sussex County.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Substitute for Senate Bill No. 167, entitled:

An Act to create a Bureau of Registration for New Castle County.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Joint Resolution No. 3, entitled:

Senate Joint Resolution providing for Reviewing, Compiling, Indexing and Arranging the Registration, Primary and General Election Laws of this State.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Concurrent Resolution No. 18, entitled:

In Reference to Improvements in the Indian River and Bay.

And returned the same to the Senate.

The Chair recognized the Junior High School of Newark, Del.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Bill No. 188, entitled:

An Act directing the State Highway Department of the State of Delaware to Repair and Replace the Damage to the Beach and Boardwalk in or opposite the Town of Bethany Beach, in Sussex County, Delaware, caused by the Storm occurring in September of 1944 and Appropriating money therefor.

Reported the same back to the Senate favorably.

HARRY H. MULHOLLAND
GEO. W. RHODES
ROBERT H. YERKES

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 118, entitled:

An Act to amend Chapter 118, Volume 44, Laws of Delaware, entitled, "An Act to permit Voting by Persons not present at the Polling Places, under Certain Circumstances and Conditions."

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Evans, on behalf of the Committee on Labor, to whom had been referred House Bill No. 148, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, as amended, relating to Occupational Licenses of Employment Agents.

Reported the same back to the Senate favorably.

JAMES S. EVANS
ROBERT H. YERKES
GEO. W. RHODES
SAMUEL WEIGEL, JR.
I. T. HASTINGS

Mr. Binder, on behalf of the Committee on Banking and Insurance, to whom had been referred House Substitute for House Bill No. 28, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, relating to "Banks, Savings Societies and Trust Companies," in reference to Reserves.

Reported the same back to the Senate on its merits.

GEO. E. BINDER
SAMUEL WEIGEL, JR.
H. H. MULHOLLAND
I. T. HASTINGS

Mr. Lawson, on behalf of the Committee on Passed Bills, reported as approved by the Governor the following:

Senate Bill No. 22—Approved March 14, 1945.

Senate Bill No. 33—Approved March 14, 1945.

Senate Bill No. 34—Approved March 14, 1945.

Senate Bill No. 35—Approved March 14, 1945.

Senate Bill No. 36—Approved March 14, 1945.

Senate Bill No. 42—Approved March 14, 1945.

Senate Bill No. 76—Approved March 14, 1945.

Senate Bill No. 77—Approved March 14, 1945.

H. H. LAWSON

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 178, entitled:

An Act Creating a Family Court in and for Kent and Sussex Counties.

Which was given first and second reading, the second by title only, and referred to the Committee on Judiciary.

On motion of Mr. Hitchens, Senate Substitute for Senate Bill No. 128, entitled:

An Act to amend Article 3, Chapter 166 of the Revised Code of the State of Delaware, 1935, relating to the Public Lands of the State of Delaware and providing for the leasing thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Action was deferred until such time as the bill could be more fully explained.

Mr. Yerkes moved that Senate Bill No. 214, which was first order of business on March 19, be deferred until first order of business after lunch.

Motion prevailed.

On motion of Mr. Johnston, Senate Substitute for Senate Substitute for Senate Bill No. 1, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, with reference to the Seizure and Confiscation of Alcoholic Liquor and other Property used in connection with Violations of the Liquor Control Act and providing for Proceedings in the Court of General Sessions for New Castle County in connection therewith.

Was taken up for consideration.

Mr. Johnston moved that the rules be suspended and that so much be considered the third and final reading of the bill.

On the question, "Shall the Motion pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS — Messrs. Ayres, Butler, Hastings, McDowell, McGuigan—5.

ABSENT—Mr. Bailey—1.

So the question was decided in the affirmative and the motion having received the required constitutional majority, was adopted by the Senate.

Mr. Johnston moved that action on Senate Substitute for Senate Substitute for Senate Bill No. 1, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, with reference to the Seizure and Confiscation of Alcoholic Liquor and other Property used in connection with Violations of the Liquor Control Act and providing for Proceedings in the Court of General Sessions for New Castle County in connection therewith.

Be deferred.

Motion prevailed.

Mr. Johnston moved that the Senate recess until 2 o'clock P. M.

Motion prevailed.

Same Day, 2:30 o'clock P. M.

Senate met at expiration of recess.

Mr. Yerkes moved that rules be suspended in order to read in House Bills, first reading by title only, and second reading by number only.

Motion prevailed.

The Chair presented House Bill No. 106, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Applications of Minors for Operator's License; providing Expiration Period for Annual License; providing Permits for excessive size and weight and Registration of such vehicles.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

The Chair presented House Bill No. 154 with House Amendment No. 1, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, entitled "Motor Vehicles," relating to Cranes.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

The Chair presented House Bill No. 214, entitled:

An Act to amend Chapter 116 of the Revised Code of Delaware, 1935, as amended, entitled, "Juvenile Delinquents and Probation," relating to Salaries of the Probation Officers of the Juvenile Court of Kent and Sussex Counties.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Substitute for House Bill No. 228, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game," by exempting Members of the Armed Forces on furlough from the Provisions thereof requiring Licenses for Hunting and Fishing.

Which was given first and second reading, the second by title only, and referred to the Committee on Fish, Oysters and Game.

The Chair presented House Substitute for House Bill No. 271, entitled:

An Act to Authorize the State Board of Education to use certain unexpended moneys heretofore appropriated for Repairs to Colored Schools under its Control.

Which was given first and second reading, the second by title only, and referred to the Committee on Education.

The Chair presented House Bill No. 48, entitled:

An Act to repeal Chapter 237 of Volume 33, Laws of Delaware, Excusing Women from Jury Duty.

Which was given first and second reading, the second by title only, and referred to the Committee on Judiciary.

The Chair presented House Bill No. 51, entitled:

An Act to amend Chapter 93 of the Revised Code of Delaware, 1935, relating to Wills, by providing Who may Make a Will.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 53, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, as amended, by providing for Powers of Attorney granted by persons serving in or present with the Armed Forces of the United States and others, and the legal effect thereof in the event of Death of principal without notice of knowledge thereof by the Agent or Attorney in fact; conclusive proof or Non-Revocation.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 54, entitled:

An Act to amend 4727 Section 7 of Chapter 131 of the Revised Code of Delaware, 1935, by providing for Petit Jurors for the Court of General Sessions and the Superior Court.

Which was given first and second reading, the second by title only, and referred to the Committee on Judiciary.

The Chair presented House Bill No. 55, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, relating to Conveyances, by providing for Satisfaction of Mortgages; within what time; how entered and by whom; Fee to be Paid by Debtor.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Bill No. 61 with House Amendment No. 1, entitled:

An Act to amend Chapter 86 of the Revised Code of Delaware, 1935, relating to Divorce, by providing that Full Faith and Credit shall be given to Decree of Divorce by Foreign Courts.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 91, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, as amended, relating to Landlord and Tenant by providing for a Certain Notice to be given by the Landlord or Tenant for Termination of Farm Land Leases in New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 116, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing License Fees for annual and permanent Operators' or Chauffeur's Licenses.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

The Chair presented House Bill No. 221, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, as amended, pertaining to a County Free Library for New Castle County and Authorizing an Increase in the Appropriation of County Monies therefor.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Concurrent Resolution No. 6, entitled:

Commemorating the Distinguished and Courageous Services of Sergeant James P. Connor rendered at Cape Cavalaire, Southern France, on D-Day August 15 A. D. 1944 in World War II.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The President Pro Tem announced he is about to sign:

House Bill No. 114.

House Bill No. 151.

House Bill No. 321 as amended.

House Bill No. 199.

On motion of Mr. Yerkes, Senate Bill No. 214, entitled:

An Act to Create a Department of Elections for Kent County.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—Mr. McGuigan—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Johnston, Senate Substitute for Senate Substitute for Senate Bill No. 1, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, with reference to the Seizure and Confiscation of Alcoholic Liquor and other Property used in connection with Violations of the Liquor Control Act and providing for Proceedings in the Court of General Sessions for New Castle County in connection therewith.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Hon. William J. Storey.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Rhodes, Yerkes, Mr. President Pro Tem—9.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, Lawson, McDowell, McGuigan, Weigel—8.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 108, entitled:

An Act to amend Chapter 75 of the Revised Code of Delaware, 1935, relating to Deaf, Dumb and Blind, by striking out the words "Indigent" and "Dumb" wherever the same may appear in said Chapter; by Repealing 3061 Section 115 thereof relating to Columbia Institution for the Deaf and Dumb and the Appropriation provided therefor; by striking out the words "Dumb or Crippled" where the same appear in 3065 Section 19 thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 62, entitled:

An Act to amend Chapter 163 of the Revised Code of Delaware, 1935, as amended, relating to Delaware Racing Commission by Reducing the Bond of each of the Commissioners to Twenty-Five Thousand Dollars (\$25,000.00); by providing for the Payment of Certain Monies to the State of Delaware to be transmitted through the Delaware Racing Commission.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Yerkes moved that the rules be suspended for the purpose of considering Senate Substitute for Senate Bill No. 139.

Motion prevailed.

Mr. Yerkes moved that the third reading of Senate Substitute for Senate Bill No. 139 be by title only.

Motion prevailed.

On motion of Mr. Yerkes, on behalf of Mr. Mulholland, Senate Substitute for Senate Bill No. 139, entitled:

An Act making Provision for the Acquisition of certain Additional Lands and Easements in the City of Dover for the State of Delaware, to be used for Buildings and Grounds and for other State Purposes, and making an Appropriation therefor.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Hon. William J. Storey.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—Mr. McDowell—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Mulholland moved that the Senate recess for ten minutes.

Motion prevailed.

Same Day, Later

Senate met at expiration of recess.

On motion of Mr. Yerkes, Senate Substitute for Senate Bill No. 157, entitled:

An Act making an Emergency Appropriation to Defray the Cost of Printing the Session Laws and other State Printing.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Hon. William J. Storey.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Johnston, Senate Substitute for Senate Joint Resolution No. 4, entitled:

Authorizing the Appointment of a Commission to Review and Examine the Insurance Laws of the State of Delaware including those pertaining to the Insurance Department; to consider other Matters Pertinent to Insurance; to make a Report and Recommendations; and to provide an Appropriation to Defray the Expenses of the Commission.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Hon. William J. Storey.

On the question, "Shall the Resolution pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, Senate Substitute for Senate Joint Resolution No. 5, entitled:

Appropriating Moneys to Pay Certain Claims Relating to the Expenses of the Supreme Court.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Resolution pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Edmonds—1.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 181 with House Amendment No. 1, entitled:

An Act to amend Chapter 119 of the Revised Code of Delaware, 1935, relating to Justice of the Peace by providing for the disposition of Justice of the Peace Dockets upon Death or Expiration of Term.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 302, entitled:

An Act providing for the Election of the Board of Education of Claymont Special School District, in New Castle County.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 289, entitled:

An Act to amend Chapter 33 of the Revised Code of Delaware, 1935, as amended, relating to the Board of Examiners of Barbers, by providing certain additional causes for the Board to Revoke, Suspend or Refuse to Issue Certificates of Registration; by providing for One Apprentice in a Barber Shop.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 235, entitled:

An Act making an Appropriation to the State Board of Education of certain moneys to be used for making of Alterations to the School Buildings of Blackbird School District No. 69 in New Castle County.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 230, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, entitled "State Revenue," by providing for the Licensing of Coin Operated Amusement and Musical Machines.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 220, entitled:

An Act to authorize the State of Delaware and its Agencies and Political Subdivisions to plan Public Works and to accept Loans or Advances from the United States of America to finance the cost thereof.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 63, entitled:

An Act amending Article 3 of Chapter 129 of the Revised Code of Delaware, 1935, relating to Witnesses and Evidence.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 57, entitled:

An Act providing for the Disposition of Property where there is no sufficient evidence that persons have Died otherwise than simultaneously, and to make uniform the Law with reference thereto.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 56, entitled:

An Act to amend Chapter 146 of the Revised Code of Delaware, 1935, relating to the Limitation of Personal Actions brought against the Estate of a Decedent.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 49, entitled:

An Act to amend Article 3 of Chapter 129, of the Revised Code of Delaware, 1935, relative to Witnesses and Evidence, by providing for Proof of Statutes.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 34, entitled:

An Act appropriating Monies for Education and Training of Children of Veterans of World War I and World War II who Died while in the Service of the Army, Navy, Marine Corps or Coast Guard of the United States or who Died from Disease, Wounds or Disabilities resulting from such service.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 9, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to the State Old Age Welfare Commission by providing for Subordinate Officers and Salaries thereof.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 10, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near Kitts Hummock along the Delaware Bay Shore, in Kent County, Delaware, from Erosion.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 123, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258, Volume 41, Laws of Delaware, 1937, as amended, by providing that Wages paid to a "Disabled" or "Handicapped" Employee under certain conditions shall not be used as a Basis for a Benefit Wage Charge.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Substitute for Senate Bill No. 127, entitled:

An Act relating to Mosquito Control and transferring the Supervision thereof to the State Highway Department.

And returned the same to the Senate.

On motion for leave, Mr. McDowell introduced Senate Amendment No. 1 to Senate Bill No. 183, entitled:

An Act making a Deficiency Appropriation to the State Board of Examiners of Graduate Nurses.

Mr. McDowell moved the adoption of the Amendment.

Motion prevailed.

On motion of Mr. McDowell, Senate Bill No. 183 with Senate Amendment No. 1, entitled:

An Act making a Deficiency Appropriation to the State Board of Examiners of Graduate Nurses.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill as amended pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Johnston, Senate Bill No. 47, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, entitled "State Old Age Welfare Commission and State Welfare Home," with reference to the Appointment of the Members of the Commission.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Butler, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Weigel—11.

NAYS—Messrs. Bailey, Edmonds, Evans, McGuigan, Mr. President Pro Tem—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., March 20, 1945.

Motion prevailed.

Forty-Seventh Legislative Day

Dover, Delaware, March 20, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

Communication from Trustees of Eden School, Bear, Delaware, favoring House Bill No. 157 and Senate Bill No. 116.

Communication from Y. W. C. A. of Wilmington, Delaware, favoring Senate Bill No. 178, Senate Bill No. 190 and the bill requiring pre-marital examinations.

Communication from faculty of Newark Public Schools, favoring Senate Bill No. 116 and House Bill No. 157.

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Substitute for Senate Bill No. 152, entitled:

An Act to amend Chapter 178 of the Revised Code of Delaware, 1935, entitled "Commemoration of the Landing of the First Settlers of the State of Delaware at Lewes," with reference to the Name of the Commission created by said Act, its Members, Powers, and Duties.

Reported the same back to the Senate favorably.

ROBERT H. YERKES

G. P. EDMONDS

H. H. LAWSON

H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Elections, to whom had been referred House Bill No. 180 with House Amendments Nos. 1 and 2, entitled:

An Act providing for the Filing of the Declaration of Intent to Become a Citizen and Resident of Delaware by any person coming from any other State, District of Columbia or Territory, at least One Year prior to a General Election in Delaware as a Qualification for the right to become a Registered Voter at such General Election.

Reported the same back to the Senate favorably.

R. H. YERKES
GEO. W. RHODES
W. DEANE JOHNSTON
JOHN R. HITCHENS

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 163, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, as amended, relating to Occupational Licenses, by providing for the Fee to be paid by "Circus Exhibitor," defining "Circus Exhibitor" and providing for Certain Exceptions therefrom and fixing Fee therefor.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 99, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to State Old Age Welfare Commission and State Welfare Home by providing for Increase of Allowance as Assistance to Old Age Persons; and by providing for Appeal to any Person Aggrieved or Dissatisfied.

Reported the same back to the Senate favorably.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 125, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles, as amended, relating to the giving of Proof of Financial Responsibility and Security by Owners and Operators of Motor Vehicles and to make Uniform the Law with reference thereto, and prescribing Penalties for any Violations.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred Senate Substitute for Senate Bill No. 227, entitled:

An Act to provide for the Appointment of a Conservator, under Certain Circumstances, for Property of Persons Serving in or with the Armed Forces of the United States.

Reported the same back to the Senate favorably.

GEO. E. BINDER
JOHN R. HITCHENS
HARRY H. JONES
SAMUEL WEIGEL, JR.

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred Senate Substitute for Senate Bill No. 228, entitled:

An Act to provide for the Receiving as Prima Facie Evidence in Any Court, Office or other Place in this State, Official Findings, Records, Reports, or Certified Copies thereof, of Death, Presumed Death, Missing or other Status, issued by the Secretaries of War and Navy and other Federal Officers and Employees.

Reported the same back to the Senate favorably.

GEO. E. BINDER
JOHN R. HITCHENS
HARRY H. JONES
SAMUEL WEIGEL, JR.

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred Senate Substitute for Senate Bill No. 230, entitled:

An Act to amend Chapter 93 of the Revised Code of Delaware, 1935, providing for the Proof of Wills where Subscribing Witnesses are Unavailable, by Reason of Service in the Armed Forces of the United States.

Reported the same back to the Senate favorably.

GEO. E. BINDER
JOHN R. HITCHENS
HARRY H. JONES
SAMUEL WEIGEL, JR.

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Substitute for Senate Bill No. 145, entitled:

An Act to amend An Act entitled "An Act changing the Name of 'The Town of Milford' to 'The City of Milford' and Establishing a Charter therefor" concerning Assessors and Assessment of Taxes.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
GEO. E. BINDER
JAS. S. EVANS
H. H. LAWSON

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Substitute for Senate Bill No. 146, entitled:

An Act to amend An Act entitled "An Act changing the Name of 'The Town of Milford' to 'The City of Milford' and Establishing a Charter therefor" concerning the Approval of Ordinances by the Mayor.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
GEO. E. BINDER
JAS. S. EVANS
H. H. LAWSON

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Substitute for Senate Bill No. 144, entitled:

An Act to amend An Act entitled "An Act changing the Name of 'The Town of Milford' to 'The City of Milford' and Establishing a Charter therefor" concerning the Appointment of Officers by the City Council.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.

GEO. E. BINDER

JAS. S. EVANS

H. H. LAWSON

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Substitute for Senate Bill No. 293, entitled:

An Act appropriating Certain Monies to the State Board of Education to provide Means of Transportation for Certain School Children.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

Mr. Hitchens, on motion for leave, introduced Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 231, entitled:

An Act to amend Article 1, Chapter 44, Revised Code of Delaware, 1935, as amended, relating to Valuation and Assessment of Property by Exempting Certain Improvements on Public Lands of the State of Delaware.

Mr. Hitchens moved the adoption of the Amendment.

Motion prevailed.

On motion of Mr. Hitchens, Senate Substitute for Senate Bill No. 231 with Senate Amendment No. 1, entitled:

An Act to amend Article 1, Chapter 44, Revised Code of Delaware, 1935, as amended, relating to Valuation and Assessment of Property by Exempting Certain Improvements on Public Lands of the State of Delaware.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill as amended pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Substitute for House Bill No. 264, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by repealing certain provisions applying to the Examination of Applicants for Operators' or Chauffeur's Licenses who have attained the age of seventy-five years at the time of said application.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Binder, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—12.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, McDowell, McGuigan—5.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Yerkes moved that the rules be suspended on certain House Bills.

Motion prevailed.

Mr. Yerkes moved that the series of House Bills be given first reading by title and second reading by number only.

Motion prevailed.

The Chair presented House Bill No. 9, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to the State Old Age Welfare Commission by providing for Subordinate Officers and Salaries thereof.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Bill No. 34, entitled:

An Act appropriating Monies for Education and Training of Children of Veterans of World War I and World War II who Died while in the Service of the Army, Navy, Marine Corps or Coast Guard of the United States or who Died from Disease, Wounds or Disabilities resulting from such service.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Bill No. 49, entitled:

An Act to amend Article 3 of Chapter 129, of the Revised Code of Delaware, 1935, relative to Witnesses and Evidence, by providing for Proof of Statutes.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 56, entitled:

An Act to amend Chapter 146 of the Revised Code of Delaware, 1935, relating to the Limitation of Personal Actions brought against the Estate of a Decedent.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 57, entitled:

An Act providing for the Disposition of Property where there is no sufficient evidence that persons have Died otherwise than simultaneously, and to make uniform the Law with reference thereto.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented House Bill No. 63, entitled:

An Act amending Article 3 of Chapter 129 of the Revised Code of Delaware, 1935, relating to Witnesses and Evidence.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 220, entitled:

An Act to authorize the State of Delaware and its Agencies and Political Subdivisions to plan Public Works and to accept Loans or Advances from the United States of America to finance the cost thereof.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Substitute for House Bill No. 230, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, entitled "State Revenue," by providing for the Licensing of Coin Operated Amusement and Musical Machines.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Substitute for House Bill No. 235, entitled:

An Act making an Appropriation to the State Board of Education of certain moneys to be used for making of Alterations to the School Buildings of Blackbird School District No. 69 in New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Substitute for House Bill No. 289, entitled:

An Act to amend Chapter 33 of the Revised Code of Delaware, 1935, as amended, relating to the Board of Examiners of Barbers, by providing certain additional causes for the Board to Revoke, Suspend or Refuse to Issue Certificates of Registration; by providing for One Apprentice in a Barber Shop.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented House Substitute for House Bill No. 302, entitled:

An Act providing for the Election of the Board of Education of Claymont Special School District, in New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Education.

The President Pro Tem announced he is about to sign:

House Bill No. 93.

Mr. Rhodes, on behalf of the Committee on Public Health, to whom had been referred Senate Substitute for Senate Bill No. 185, entitled:

An Act appropriating Certain Moneys for the Clinical, Medical and Surgical Treatment of Honorably Discharged Veterans who have served in any War in which the United States has been engaged, who are Residents of the State of Delaware, and providing a Method of Payment for such Treatment.

Reported the same back to the Senate favorably.

GEO. W. RHODES
ROBERT H. YERKES
W. DEANE JOHNSTON
H. H. MULHOLLAND
I. T. HASTINGS

Mr. Rhodes, on behalf of the Committee on Public Health, to whom had been referred Senate Substitute for Senate Bill No. 195, entitled:

An Act Authorizing and Directing the State Board of Health to make a Survey of the Existing Public and Private Hospitals and Health Centers of the State; to Evaluate their Sufficiency; to Compile Data and Conclusions; and to Provide for the Acceptance and Expenditure of Federal Grants.

Reported the same back to the Senate favorably.

GEO. W. RHODES
ROBERT H. YERKES
W. DEANE JOHNSTON
H. H. MULHOLLAND
I. T. HASTINGS

Mr. Mulholland moved that the Senate recess until 2 o'clock P. M.

Motion prevailed.

Same Day, 2:45 o'clock P. M.

Senate met at expiration of recess.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred Senate Substitute for Senate Joint Resolution No. 7, entitled:

Relative to the Military Training of Youth.

Reported the same back to the Senate on its merits.

HARRY H. MULHOLLAND
G. P. EDMONDS
R. H. YERKES
WILLIAM H. AYRES

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Bill No. 46, entitled:

An Act to amend An Act changing the Name of "The Town of Dover" to "The City of Dover" and establishing a Charter therefor, with respect to Hours of Voting, and Liability for Capitation Tax.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
H. H. LAWSON
GEO. E. BINDER
JAS. S. EVANS
WILLIAM H. AYRES

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Bill No. 9, entitled:

An Act to amend Chapter 208, Volume 24, Laws of Delaware, entitled "An Act to Reincorporate the Town of Felton," by providing for the Collection of the Taxes Assessed by said Town.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
JAS. S. EVANS
GEO. E. BINDER
H. H. LAWSON
WILLIAM H. AYRES

Mr. McDowell, on motion for leave, introduced Senate Substitute for Senate Bill No. 184, entitled:

An Act making an Appropriation for the Townsend School, District Number 81, for Cafeteria Equipment.

Which was given first and second reading, the second by title only, and referred to the Committee on Education.

On motion of Mr. Hitchens, Senate Substitute for Senate Bill No. 128, entitled:

An Act to amend Article 3, Chapter 166 of the Revised Code of the State of Delaware, 1935, relating to the Public Lands of the State of Delaware and providing for the leasing thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—12.

NAYS—Messrs. Bailey, Butler, McDowell, McGuigan—4.

ABSENT—Mr. Lawson—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, on behalf of Mr. Weigel, Senate, Bill No. 98, entitled:

An Act to amend Chapter 146 of the Revised Code of Delaware, 1935, entitled "Limitation of Personal Actions," with reference to Action on a Book Account.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Evans, Hastings, Hitchens, Jones, Johnston, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—13.

NAYS—Messrs. Bailey, Butler, Edmonds—3.

ABSENT—Mr. Lawson—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 148, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, as amended, relating to Occupational Licenses of Employment Agents.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 198, entitled:

An Act to amend Chapter 108 of the Revised Code of Delaware, 1935, entitled "General Provisions Concerning Courts," relating to the Salary of the Crier in Sussex County.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 200, entitled:

An Act amending Chapter 118 of the Revised Code of Delaware, 1935, relative to the Orphans' Court by providing that a Guardian may pay certain expenses including Burial Expenses of the Deceased Indigent Parent or Spouse.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Hastings, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Evans, Hitchens—2.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 138, entitled:

An Act making Appropriations for the Payment of Permanent Increases in the Salaries of certain Employees of the State for the Fiscal Years beginning July 1, 1945, and July 1, 1946, and ending June 30, 1946, and June 30, 1947, respectively.

Was taken up for consideration.

Mr. Lawson moved that action be deferred on House Bill No. 138.

Motion prevailed.

Mr. Mulholland, on motion for leave, introduced Senate Amendment No. 1 to Senate Bill No. 118, entitled:

An Act to amend Chapter 118, Volume 44, Laws of Delaware, entitled, "An Act to permit Voting by Persons not present at the Polling Places, under Certain Circumstances and Conditions."

Mr. Mulholland moved adoption of Senate Amendment No. 1 to Senate Bill No. 118.

Motion prevailed.

On motion of Mr. Yerkes, on behalf of Mr. Mulholland, Senate Bill No. 118 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 118, Volume 44, Laws of Delaware, entitled, "An Act to permit Voting by Persons not present at the Polling Places, under Certain Circumstances and Conditions."

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. Thomas Peeney.

On the question, "Shall the Bill as amended pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 43, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near the Town of Lewes, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 117, entitled:

An Act to amend Chapter 16 of the Revised Code of Delaware, 1935, as amended, entitled "Auditor of Accounts," by increasing the Salary of the Deputy appointed by the Auditor of Accounts and making appropriation therefor.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 119, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Issuance of Duplicate License Certificate and Examination by the Motor Vehicle Commissioner and for Fees for the Issuance of said Duplicate License Certificates.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Joint Resolution No. 2, entitled:

Authorizing the State Treasurer to Redeem an Outdated Check and to Issue a New Check in lieu thereof.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Joint Resolution No. 3, entitled:

Authorizing the State Treasurer to Redeem an Outdated Check issued by Fagan H. Simonton, former Treasurer of Delaware, on December 8, 1939, and to issue a New Check in lieu thereof.

And presented the same to the Senate.

The Chair recognized former Representative Howard Dickerson, who thanked the President of the Senate and the members for calling on him.

On motion for leave, Mr. Mulholland introduced Senate Resolution No. 43, entitled:

SENATE RESOLUTION NO. 43

Paying Certain Expenses of the Senate.

BE IT RESOLVED by the Senate of the 110th General Assembly that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, on account of expenses connected with the present Session, viz:

The Diamond State Telephone Co.,	
for certain telephone expenses	\$95.57

Upon motion the resolution was taken up for consideration in order to pass the Senate.

On the question, "Shall the Resolution be adopted?"

The question was decided in the affirmative and the resolution having received the required constitutional majority, was adopted, by acclamation.

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., March 21, 1945.

Motion prevailed.

Forty-Eighth Legislative Day

Dover, Delaware, March 21, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

Communication from Milford Grange No. 6, P. of H., Inc., favoring House Bill No. 284 and House Bill No. 285.

Mr. Yerkes moved that the Senate recess until 1:30 o'clock P. M.

Motion prevailed.

Same Day, 2:45 o'clock P. M.

Senate met at expiration of recess.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Substitute for House Bill No. 215, entitled:

An Act to describe, define, and officially adopt a system of co-ordinates for designating and stating the positions of points on the surface of the earth within the State of Delaware.

Reported the same back to the Senate favorably.

HARRY H. MULHOLLAND
G. P. EDMONDS
GEO. W. RHODES
R. H. YERKES

Mr. Edmonds, on motion for leave, introduced Senate Substitute for Senate Bill No. 162, entitled:

An Act to amend Chapter 167 of the Revised Code of Delaware, 1935, relating to Aeronautics by providing for the Acquisition, Establishment, Construction, Enlargement, Improvement, Maintenance, Equipment, Operation and Regulation of Airports, other Air Navigation Facilities, and Airport Protection Privileges by Municipalities and providing the Right of Condemnation for such Purposes; Defining Terms; Declaring the Ownership and Operation of Airports, other Air Navigation Facilities and Airport Protection Privileges to be for Public, Governmental and Municipal Purposes; providing for the Issuance of Bonds and for Levying of Taxes for Airport Purposes; Granting Specific Powers; Permitting the Acceptance of Federal Aid; Authorizing Joint Action by Municipalities and by Municipalities and the State; providing for the Appointment of Joint Boards or Commissions and Granting to Municipalities or Municipalities and the State, Acting Jointly, the Powers granted a Single Municipality, and providing for Assistance to other Municipalities.

Which was given first and second reading, the second by title only, and referred to the Committee on Municipal Corporations.

Messrs. Jones and Ayres, on motion for leave, introduced Senate Substitute for Senate Bill No. 256, entitled:

An Act making Provision for an Addition to the Building in Dover Housing the Department of Agriculture and for the Additional Equipment needed to conduct Diagnostic and Control Work with a Special Reference to Diseases of Poultry and Dairy Cattle; and making an Appropriation to Carry Out the Provision of the Act.

Which was given first and second reading, the second by title only, and referred to the Committee on Agriculture.

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 273, entitled:

An Act appropriating certain Monies to provide a Pension Fund for Retired and Disabled Public School Teachers of Delaware.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Bill No. 106, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Applications of Minors for Operator's License; providing Expiration Period for Annual License; providing Permits for excessive size and weight and Registration of such vehicles.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Bill No. 116, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing License Fees for annual and permanent Operators' or Chauffeur's Licenses.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
G. P. EDMONDS
GEO. E. BINDER
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Bill No. 154 with House Amendment No. 1, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, entitled "Motor Vehicles," relating to Cranes.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Bill No. 96, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles, by providing for Speed Limitations; providing for Limitations on Privilege of Overtaking and Passing.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
G. P. EDMONDS
GEO. E. BINDER
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 191, entitled:

An Act Authorizing the State of Delaware to Borrow Five Million Dollars (\$5,000,000.00) and Issue Bonds therefor to provide a Post-War Highway Improvement Program for the purpose of Acquiring Lands and Rights-of-Way and Constructing and Reconstructing Roads, Highways, Bridges and Improvements Incidental thereto, and providing the Form of the Bonds and Coupons as well as the procedure for the Sale thereof, and providing that the proceeds of said Bonds shall be Deposited in a Special Account to the Credit of the State Highway Department, and providing for the Payment of Principal and Interest of said Bonds.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 150, entitled:

An Act making appropriation to the State Highway Department for the Construction and Reconstruction of Roads, Highways and Bridges of the State and for Expenditures Incidental thereto and providing Conditions under which Appropriations are made to the said Department and providing the Time when such Appropriation shall become Effective and the Moneys from which said Appropriations shall be paid.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Bill No. 188, entitled:

An Act to amend Chapter 151, Volume 44, Laws of Delaware, by Authorizing and Directing the State Highway Department to make a Survey or Surveys of Rehoboth Bay, Indian River, and Indian River Bay, for the use and Benefit of the Delaware Commission of Shell Fisheries.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
ROBERT H. YERKES
W. DEANE JOHNSTON
H. H. LAWSON

Mr. Hitchens, on motion for leave, introduced Senate Substitute for Senate Bill No. 280, entitled:

An Act to amend Chapter 149 of the Revised Code of Delaware, 1935, entitled "Offenses Against the Lives and Persons of Individuals" in Relation to the Crime of Rape.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

On motion for leave, Mr. Yerkes introduced Senate Resolution No. 44, entitled:

SENATE RESOLUTION NO. 44

Authorizing Payment on Account to Attaches and Employees of the Senate.

BE IT RESOLVED by the Senate of the 110th General Assembly that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, sums on account from time to time, not to exceed the total of Five Hundred and Twenty-five Dollars (\$525.00) to any one person. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

Upon motion the resolution was taken up for consideration in order to pass the Senate.

On the question, "Shall the Resolution be adopted?"

The question was decided in the affirmative and the resolution having received the required constitutional majority, was adopted, by acclamation.

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred Senate Substitute for Senate Bill No. 254, entitled:

An Act to amend Chapter 108 of the Revised Code of Delaware, 1935, entitled: "General Provisions Concerning Courts," by Increasing the Salaries of the Criers of the Courts of Kent and Sussex Counties.

Reported the same back to the Senate favorably.

GEO. E. BINDER
HARRY H. JONES
SAMUEL WEIGEL, JR.
JOHN R. HITCHENS
JOHN R. BUTLER

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred Senate Substitute for Senate Bill No. 178, entitled:

An Act Creating a Family Court in and for Kent and Sussex Counties.

Reported the same back to the Senate favorably.

GEO. E. BINDER
HARRY H. JONES
SAMUEL WEIGEL, JR.
JOHN R. HITCHENS
JOHN R. BUTLER

On motion of Mr. Rhodes, Senate Substitute for Senate Bill No. 136, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, entitled, "Department of Health," by making Further Provisions for the Examination, Treatment, and Quarantine of Persons known or reasonably suspected of being Infected with a Venereal Disease.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Dr. Cameron.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—12.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, McGuigan—5.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Rhodes, Senate Substitute for Senate Bill No. 195, entitled:

An Act Authorizing and Directing the State Board of Health to make a Survey of the Existing Public and Private Hospitals and Health Centers of the State; to Evaluate their Sufficiency; to Compile Data and Conclusions; and to Provide for the Acceptance and Expenditure of Federal Grants.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Dr. Cameron.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Lieutenant-Governor Elbert N. Carvel presiding.

Mr. Mulholland moved that the rules be suspended so that House Bills could be read first time by title only and that the second reading be by number only.

Motion prevailed.

The Chair presented House Bill No. 119, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Issuance of Duplicate License Certificate and Examination by the Motor Vehicle Commissioner and for Fees for the Issuance of said Duplicate License Certificates.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

The Chair presented House Bill No. 117, entitled:

An Act to amend Chapter 16 of the Revised Code of Delaware, 1935, as amended, entitled "Auditor of Accounts," by increasing the Salary of the Deputy appointed by the Auditor of Accounts and making appropriation therefor.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Bill No. 43, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near the Town of Lewes, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

Which was given first and second reading, the second by title only, and referred to the Committee on Claims.

The Chair presented House Joint Resolution No. 3, entitled:

Authorizing the State Treasurer to Redeem an Outdated Check issued by Fagan H. Simonton, former Treasurer of Delaware, on December 8, 1939, and to issue a New Check in lieu thereof.

Which was given first and second reading, the second by title only, and referred to the Committee on Claims.

The Chair presented House Joint Resolution No. 2, entitled:

Authorizing the State Treasurer to Redeem an Outdated Check and to Issue a New Check in lieu thereof.

Which was given first and second reading, the second by title only, and referred to the Committee on Claims.

On motion for leave, Mr. Ayres introduced Senate Resolution No. 45, entitled:

SENATE RESOLUTION NO. 45

Designating a Day for the Consideration of Bills that May be Stricken from the Calendar.

BE IT RESOLVED by the Senate of the State of Delaware that in order to expedite the work of the Session, some part of Tuesday, March 27, 1945, be devoted to the consideration of bills upon the Calendar that are not likely to be acted upon, or being now in skeleton form are not expected to be prepared for introduction as complete bills, to the end that as many as possible of such Bills shall be stricken on that day, and the way be cleared for action upon remaining measures that members intend to press.

Upon motion the resolution was taken up for consideration in order to pass the Senate.

Mr. Yerkes moved that action be deferred on Senate Resolution No. 45 until the first order of business on March 22, 1945.

Motion prevailed.

Mr. McDowell, on motion for leave, introduced Senate Substitute for Senate Bill No. 190, entitled:

An Act making Appropriation for the Payment of Certain School Bonds Maturing during the Two Fiscal Years Beginning July 1, 1945, and Ending June 30, 1947.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The President announced he is about to sign:

Senate Bill No. 10.

Senate Bill No. 110.

Senate Bill No. 114.

Senate Bill No. 123.

Senate Substitute for Senate Bill No. 127.

Senate Substitute for Senate Bill No. 167.

Senate Concurrent Resolution No. 18.

Senate Joint Resolution No. 3.

Mr. McDowell, on motion for leave, introduced Senate Substitute for Senate Bill No. 189, entitled:

An Act making an Appropriation for the Middletown School District Number 60, for General Equipment.

Which was given first and second reading, the second by title only, and referred to the Committee on Education.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Bill No. 275, entitled:

An Act making an Appropriation of \$2,500.00 for the purpose of Carrying Out the Functions of the Band of the Delaware State Guard; Period Covered; How Paid.

Reported the same back to the Senate favorably.

GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Hitchens, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Bill No. 72, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, as amended, entitled "Fish, Oysters and Game," with reference to the Red Fox.

Reported the same back to the Senate on its merits.

JOHN R. HITCHENS
ROBERT H. YERKES
W. DEANE JOHNSTON
H. H. LAWSON

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 83, entitled:

An Act amending Article 4 of Chapter 129 of the Revised Code of Delaware, 1935, relating to Witnesses and Evidence by providing the Conditions under which Business Records shall be Competent Evidence.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 224, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 225, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder and by providing for Compensation for Disfigurement to the Face or Head.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 246, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, entitled, "General Provisions respecting the Police," relating to Importation and Sale of Diseased Tomato Plants.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 49, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, by providing that Uninvested Funds held by a Trust Company acting in a Fiduciary Capacity shall be a Preferred Claim over all Unsecured Claims.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 51, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, relating to Banks or Trust Companies using a Nominee when acting in a Fiduciary Capacity.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 50, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, relating to the Method of Determining Income of Life Tenants of Testamentary Trust Estates.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 53, entitled:

An Act to amend Article 6 of Chapter 66 of the Revised Code of Delaware, 1935, relating to the Borrowing of Money by Building and Loan Associations.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 54, entitled:

An Act to amend Chapter 76 of the Revised Code of Delaware, 1935, relating to the Bonds, Recognizances, Accounts and Allowances of Trustees for Insane Persons.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 55, entitled:

An Act providing that the Rule Against Perpetuities shall not apply to any Trust for Employees.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Substitute for Senate Bill No. 177, entitled:

An Act to Authorize the Recorder of the State of Delaware, in and for Sussex County to Procure a New Seal of Office.

And returned the same to the Senate.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred Senate Substitute for Senate Bill No. 238, entitled:

An Act making it Unlawful for any Person or Persons to Convert to his, her or their own use and/or Benefit any Wooden Case or Cases belonging to another or used in the Handling of Bottles, and providing a Penalty therefor.

Reported the same back to the Senate on its merits.

HARRY H. MULHOLLAND
G. P. EDMONDS
GEO. W. RHODES
ROBERT H. YERKES

The Chair presented House Substitute for House Bill No. 246, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, entitled, "General Provisions respecting the Police," relating to Importation and Sale of Diseased Tomato Plants.

Which was given first and second reading, the second by title only, and referred to the Committee on Agriculture.

The Chair presented House Bill No. 83, entitled:

An Act amending Article 4 of Chapter 129 of the Revised Code of Delaware, 1935, relating to Witnesses and Evidence by providing the Conditions under which Business Records shall be Competent Evidence.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Bill No. 225, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder and by providing for Compensation for Disfigurement to the Face or Head.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Substitute for House Bill No. 224, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 160, entitled:

An Act proposing an amendment to Section 5 Article VIII of the Constitution of the State of Delaware relating to Capital Tax.

Reported the same back to the Senate favorably.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND
H. B. McDOWELL, JR.

Mr. Edmonds, on motion for leave, introduced Senate Substitute for Senate Bill No. 165, entitled:

An Act to amend Chapter 167 of the Revised Code of Delaware, 1935, relating to Aeronautics by providing for the Development and Regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics Commission and the Office of Director of Aeronautics; prescribing the Powers and Duties of such Commission and Director; providing for Cooperation with Federal Government and

Disposition of Federal Funds by such Commission; providing for Regulation of Aircraft, Airmen, Airports and Air Instruction by such Commission; providing for the Acquisition, by Condemnation or Otherwise, of Airports and Protection Privileges and the Leasing and Sale thereof; providing for the Operation of State Airports; providing for Review of Orders of such Commission, and prescribing Penalties.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

Mr. Yerkes moved that the Senate recess for ten minutes.

Motion prevailed.

Same Day, Later

Senate met at expiration of recess.

The Chair recognized Mr. Paskey, former Speaker of the House, and Mr. Joshua Smith, former Alderman and Justice of the Peace of Harrington.

Mr. Mulholland moved that the Senate adjourn until 11:00 o'clock A. M., March 22, 1945.

Motion prevailed.

Forty-Ninth Legislative Day

Dover, Delaware, March 22, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

Member Absent—Ayres—1.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

Letter from Mrs. Ida E. Heatwole favoring House Bill No. 157 and Senate Bill No. 166.

Letter from Mrs. Frances S. Hall favoring flat increase of \$400.00 to each employee of the State Board of Education.

Letter from Mrs. A. D. Warner favoring Family Court Bill.

On motion of Mr. Ayres, Senate Resolution No. 45, entitled:

Designating a Day for the Consideration of Bills that may be stricken from the Calendar.

Was taken up for consideration in order to pass the Senate.

On the question, "Shall the Resolution be adopted?"

The question was decided in the affirmative and the resolution having received the required constitutional majority, was adopted, by acclamation.

Mr. Evans, on behalf of the Executive Committee, to whom had been referred Senate Bill No. 85, entitled:

An Act proposing an Amendment to Section 16, Article III of the Constitution of the State of Delaware, relating to the Convening and Adjourning of Special Sessions of the General Assembly, by Proclamation of the Governor.

Reported the same back to the Senate favorably.

JAMES S. EVANS
G. P. EDMONDS
JOHN R. HITCHENS

Mr. Yerkes moved that the Senate recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:45 o'clock P. M.

Senate met at expiration of recess.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 124, entitled:

An Act to amend Chapter 12 of the Revised Code of Delaware, 1935, entitled "Salaries of State Officers," relative to the Insurance Commissioner by increasing the Salary of the Chief Clerk and making Appropriation for said Increase.

Reported the same back to the Senate on its merits.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 220, entitled:

An Act to authorize the State of Delaware and its Agencies and Political Subdivisions to plan Public Works and to accept Loans or Advances from the United States of America to finance the cost thereof.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been Referred Senate Bill No. 209, entitled:

An Act appropriating Money for Pay of the Officers and Men of the Delaware State Guard during their Annual Summer Encampments.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Substitute for Senate Bill No. 162, entitled:

An Act to amend Chapter 167 of the Revised Code of Delaware, 1935, relating to Aeronautics by providing for the Acquisition, Establishment, Construction, Enlargement, Improvement, Maintenance, Equipment, Operation and Regulation of Airports, other Air Navigation Facilities, and Airport Protection Privileges by Municipalities and providing the Right of Condemnation for such Purposes; Defining Terms; Declaring the Ownership and Operation of Airports, other Air Navigation Facilities and Airport Protection Privileges to be for Public, Governmental and Municipal Purposes; providing for the Issuance of Bonds and for Levying of Taxes for Airport Purposes; Granting Specific Powers; Permitting the Acceptance of Federal Aid, Authorizing Joint Action by Municipalities and by

Municipalities and the State; providing for the Appointment of Joint Boards or Commissions and Granting to Municipalities or Municipalities and the State, Acting Jointly, the Powers granted a Single Municipality, and providing for Assistance to other Municipalities.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
JAS. S. EVANS
GEO. E. BINDER
H. H. LAWSON

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Bill No. 86, entitled:

An Act proposing an Amendment to Section 25 of Article 2 of the Constitution of the State of Delaware relating to Zoning.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
JAS. S. EVANS
GEO. E. BINDER
H. H. LAWSON

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Bill No. 104, entitled:

An Act to Authorize the Commissioners of Millsboro to borrow One Hundred Thousand Dollars (\$100,000.00) and to issue Bonds to secure the Payment thereof, for the purpose of providing a Sewer System for the Town of Millsboro and to Control and Regulate the same.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
JAS. S. EVANS
GEO. E. BINDER
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Substitute for Senate Bill No. 165, entitled:

An Act to amend Chapter 167 of the Revised Code of Delaware, 1935, relating to Aeronautics by providing for the Development and Regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics; prescribing the Powers and Duties of such Commission and Director; providing for Cooperation with Federal Government and Disposition of Federal Funds by such Commission; providing for Regulation of Aircraft, Airmen, Airports and Air Instruction by such Commission; providing for the Acquisition, by Condemnation or Otherwise, of Airports and Protection Privileges and the Leasing and Sale thereof; providing for the Operation of State Airports; providing for Review of Orders of such Commission, and prescribing Penalties.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 230, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, entitled "State Revenue," by providing for the Licensing of Coin Operated Amusement and Musical Machines.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 49, entitled:

An Act to amend Article 3 of Chapter 129, of the Revised Code of Delaware, 1935, relative to Witnesses and Evidence, by providing for Proof of Statutes.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 63, entitled:

An Act amending Article 3 of Chapter 129 of the Revised Code of Delaware, relating to Witnesses and Evidence.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 56, entitled:

An Act to amend Chapter 146 of the Revised Code of Delaware, 1935, relating to the Limitation of Personal Actions brought against the Estate of a Decedent.

Reported the same back to the Senate on its merits.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 91, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, as amended, relating to Landlord and Tenant by providing for a Certain Notice to be given by the Landlord or Tenant for Termination of Farm Land Leases in New Castle County.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 83, entitled:

An Act amending Article 4 of Chapter 129 of the Revised Code of Delaware, 1935, relating to Witnesses and Evidence by providing the Conditions under which Business Records shall be Competent Evidence.

Reported the same back to the Senate favorably.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 53, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, as amended, by providing for Powers of Attorney granted by persons serving in or present with the Armed Forces of the United States and others, and the legal effect thereof in the event of Death of principal without notice of knowledge thereof by the Agent or Attorney in fact; conclusive proof or Non-Revocation.

Reported the same back to the Senate favorably.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Substitute for Senate Bill No. 280, entitled:

An Act to amend Chapter 149 of the Revised Code of Delaware, 1935, entitled "Offenses Against the Lives and Persons of Individuals" in Relation to the Crime of Rape.

Reported the same back to the Senate favorably.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of Mr. Mulholland, on motion for leave, introduced Senate Substitute for Senate Bill No. 297, entitled:

An Act to Authorize and Direct the State Highway Department to Purchase Respirators and making Appropriations therefor.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

Mr. Evans, on motion for leave, introduced Senate Substitute for Senate Bill No. 249, entitled:

An Act Authorizing the Establishment of Traveling Convalescent Clinics for the Psychiatric and Neurological Care of Veterans of World War II and their Immediate Families, providing for an Advisory Committee to Consult and Act with the State Board of Trustees of the Delaware State Hospital at Farnhurst, and making an Appropriation to Effectuate the Purposes of this Act.

Which was given first and second reading, the second by title only, and referred to the Committee on Public Health.

On motion for leave, Mr. Johnston introduced Senate Concurrent Resolution No. 20, entitled:

SENATE CONCURRENT RESOLUTION NO. 20

Providing for a Joint Session of the Senate and House of Representatives to Hear the Message of the Governor of the State of Delaware and of the Governor of the Boys' State.

BE IT RESOLVED by the Senate of the State of Delaware, the House of Representatives concurring therein, that both Houses of the General Assembly shall meet in Joint Session in the Senate Chamber at 2:00 P. M. on Friday, March 23, 1945, for the purpose of hearing the message of the Governor of the State of Delaware and of the Governor of the Boys' State.

Upon motion the resolution was taken up for consideration in order to pass the Senate.

On the question, "Shall the Resolution be adopted?"

The question was decided in the affirmative and the resolution having received the required constitutional majority, was adopted, by acclamation.

Ordered to the House for concurrence.

On motion for leave, Mr. Hitchens introduced Senate Amendment No. 1 to Senate Bill No. 96, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles, by providing for Speed Limitations; providing for Limitations on Privilege of Overtaking and Passing.

Mr. Hitchens moved that Senate Amendment No. 1 to Senate Bill No. 96 be adopted.

On the question, "Shall the Amendment be adopted?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Ayres, McDowell, McGuigan—3.

So the question was decided in the affirmative and the amendment having received the required constitutional majority, was adopted.

On motion of Mr. Hitchens, Senate Bill No. 96 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles, by providing for Speed Limitations; providing for Limitations on Privilege of Overtaking and Passing.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill as amended pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Ayres, McDowell, McGuigan—3.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

The President announced he is about to sign:

House Bill No. 62.

House Bill No. 108.

House Bill No. 148.

House Bill No. 181 as amended.

House Bill No. 198.

House Bill No. 200.

House Substitute for House Bill No. 264.

Eighteen telegrams were received by Lieutenant-Governor Carvel expressing opposition to House Bill No. 286.

Three telegrams were received by Senator McGuigan opposing House Bill No. 286.

EXECUTIVE SESSION

Mr. Evans moved that the Senate go into Executive Session.

Motion prevailed.

Same Day, Later

Senate met in regular session.

Mr. Edmonds asked for the privilege of the floor for Mr. Hadwick and Mr. Hunter to explain Senate Substitute for Senate Bill No. 162 and Senate Substitute for Senate Bill No. 165.

Privilege granted.

On motion of Mr. Yerkes, House Bill No. 116, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing License Fees for annual and permanent Operators' or Chauffeur's Licenses.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Ayres—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 101 with House Amendment No. 1, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," relating to Non-Resident Brokers.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 104 with House Amendment No. 1, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue; by the Repeal of 90. Section 56 providing for Retaliating Taxes, Fees and Regulations.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 195, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near Broadkill Beach, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Concurrent Resolution No. 20, entitled:

Providing for a Joint Session of the Senate and House of Representatives to Hear the Message of the Governor of the State of Delaware and of the Governor of the Boys' State.

And returned the same to the Senate.

On motion of Mr. Yerkes, House Substitute for House Bill No. 215, entitled:

An Act to describe, define, and officially adopt a system of co-ordinates for designating and stating the positions of points on the surface of the earth within the State of Delaware.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

Upon request the privilege of the floor was given to Mr. A. G. Livingston.

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Ayres—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Mulholland moved that the rules be suspended so that all House Bills shall be read first time by title and second time by number only.

Motion prevailed.

The Chair presented House Bill No. 101 with House Amendment No. 1, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," relating to Non-Resident Brokers.

Which was given first and second reading, the second by title only, and referred to the Committee on Banking and Insurance.

The Chair presented House Bill No. 195, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near Broadkill Beach, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

The Chair presented House Bill No. 104 with House Amendment No. 1, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue; by the Repeal of 90. Section 56 providing for Retaliating Taxes, Fees and Regulations.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

Mr. Yerkes moved that the Senate adjourn until 10:30 o'clock A. M., March 23, 1945.

Motion prevailed.

Fiftieth Legislative Day

Dover, Delaware, March 23, 1945, 10:30 o'clock A. M.

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented six telegrams opposing House Substitute for House Bill No. 286, also seventeen letters favoring House Bill No. 157 and Senate Bill No. 116.

Roll call of the Boys' State members of the Senate.

The following is the roster of the State Officers, General Assembly, and Boys' State:

STATE OFFICERS

<i>Office</i>	<i>Name</i>	<i>Sponsoring</i>	<i>School</i>
Governor	Walter W. Bacon	Henry W. Tieman, Jr.	Caesar Rodney
Lieut. Governor	Elbert N. Carvel	Robert Henry	Laurel
Secretary of State	William J. Storey	Maurice Hartnett, Jr.	Dover
Attorney General	Clair J. Killoran	Alexander Pocetto	Salesianum
State Treasurer	Jesse S. Cooper	Albert McCauley, Jr.	Conrad
State Auditor	Wilbur E. Jacobs	Roland Willey	Harrington
Insurance Commissioner	William J. Swain	Carlton Wilgus	Selbyville

MEMBERS OF THE SENATE

<i>Senator</i>	<i>Sponsoring</i>	<i>School</i>
James S. Evans	Robert Lindell	Tower Hill
J. Carl McGuigan	James Kipp	Wilmington High
George P. Edmonds	Jess Griffith	Claymont
George E. Binder	Charles R. Biggs	Friends
George W. Rhodes	William Pie	Newark
John R. Butler	Robert Hutchison	Middletown
Harris B. McDowell, Jr.	William Rossell	New Castle
William Deane Johnston	Gordon Massey	Dover
Samuel Weigel, Jr.	Jack Dukes	Smyrna
Harry H. Jones	Raymond Failing	Caesar Rodney
Fred S. Bailey	Donald Holleger	Felton
Robert H. Yerkes	Jack Gibson	Milford
Harry H. Mulholland	Elbert Palmer	Milton
Irvin T. Hastings	Leon Lockerman	Delmar
William H. Ayres	Earl Tull	Seaford
Harvey H. Lawson	Linwood Marvel	Lord Baltimore
John R. Hitchens	Robert Hastings	Georgetown

MEMBERS OF THE HOUSE OF REPRESENTATIVES

<i>Representative</i>	<i>Sponsoring</i>	<i>School</i>
John E. Reilly, Sr.	Manlove McMullen	Tower Hill
Charles A. Allegretto	Bernard Hoy	P. S. duPont
Ralph S. Keenan	Aloysius F. Talarowski	Brown Vocational
Francis Q. Lemon	Michael Ciminello	St. Elizabeth
Thomas J. Hanlon	Wray Hushebeck	Wilmington
Raymond B. Phillips	John Ferry	Claymont
Samuel B. Bird	Thorpe Martin	A. I. duPont
Benjamin E. Hicks	Martin Chasanov	Conrad
Clarence E. McVey	Brandon Davis	Newark
James R. Quigley	Grover Ingle	New Castle
John B. McDaniel	James W. Moore	Friends
Tyson F. Sartin	Willis Groome	Salesianum
Harvey E. Moore	William Brown	Middletown
Parris Hutchinson	Donn Devine	Archmere
Charles V. Buckson		St. Andrews
H. Lloyd Jones	William Kenworthy	Smyrna
John H. Conrad	Fred Terrell	Dover
Andrew L. Everett	Kyle Boeger	Seaford
Howard F. Schweitzer	Kenneth K. Lingo	Rehoboth
Benjamin F. Johnson	John R. Hastings	Selbyville
Elwood B. Gruwell	Berlin Semons	Felton
Charles F. Fifer	Frederick W. Brown	Caesar Rodney
Thomas E. Moore	Harold Isaacs	Greenwood
Harry E. Legates	John Jarrell	Harrington
George A. Swain	Henry Saunders	Milford
Henry D. Cook	William Barker	Milton
Norman H. Scott	Harold Stuart	Bridgeville
Roy Allen Cannon	Byron Palmer	Seaford
Dale S. Holt	Holland Twilley	Delmar
Fred L. Ward	Howard Records	Laurel
William J. Rose	Roland West	Millsboro
Chester V. Townsend, Jr.	Robert Wharton	Lord Baltimore
Lester V. Burton	Jackson West	John M. Clayton
C. Linden McIlvaine	William P. Hearne	Georgetown
John E. Wilson	James Short	Lewes

The Lieutenant-Governor made a few remarks and described the presentation and passage of bills to the members of the Boys' State.

Mr. Lawson, on behalf of the Committee on Passed Bills, reported to the Senate that he had delivered to the Governor the following:

Senate Bill No. 10, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near Kitts Hummock along the Delaware Bay Shore, in Kent County, Delaware, from Erosion.

Senate Bill No. 110, entitled:

An Act to amend Chapter 57 of the Revised Code of the State of Delaware, 1935, as amended, entitled, "Department of Elections for New Castle County."

Senate Bill No. 114, entitled:

An Act to amend Chapter 28 of the Revised Code of Delaware, 1935, as amended, entitled "State Board of Pharmacy," with reference to the Secretary, Inspector, and other Employees thereof, their Duties and Compensation and to Fees charged and collected.

Senate Substitute for Senate Bill No. 127, entitled:

An Act relating to Mosquito Control and transferring the Supervision thereof to the State Highway Department.

Senate Bill No. 123, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258, Volume 41, Laws of Delaware, 1937, as amended, by providing that Wages paid to a "Disabled" or "Handicapped" Employee under certain conditions shall not be used as a Basis for a Benefit Wage Charge.

Senate Substitute for Senate Bill No. 167, entitled:

An Act to create a Bureau of Registration for New Castle County.

Senate Joint Resolution No. 3, entitled:

Senate Joint Resolution providing for Reviewing, Compiling, Indexing and Arranging the Registration, Primary and General Election Laws of this State.

Senate Concurrent Resolution No. 18, entitled:

In Reference to Improvements in the Indian River and Bay.

H. H. LAWSON

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 250, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled "Motor Vehicles" in Relation to Issuing Chauffeur's License in Certain Cases.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

On motion for leave, Mr. Johnston introduced Senate Resolution No. 46, entitled:

SENATE RESOLUTION NO. 46

Relative to Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the State Senate.

BE IT RESOLVED by the Senate of the State of Delaware that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for collecting data, compiling, editing and publishing the Daily Calendar for the Senate of the State of Delaware, same being expense connected with the present Session thereof, viz:

To Milford Chronicle Publishing Co., One Thousand and Five Hundred Dollars (\$1,500.00) being part payment on account for above.

Upon motion the resolution was taken up for consideration in order to pass the Senate.

On the question, "Shall the Resolution be adopted?"

The question was decided in the affirmative and the resolution having received the required constitutional majority, was adopted, by acclamation.

Mr. Lawson moved that the rules of the Senate be suspended in order that the Boys' State Senators could discuss Senate Joint Resolution No. 7.

Motion prevailed.

Mr. Yerkes moved that the Senate recess for lunch.

Motion prevailed.

Same Day, 1:30 o'clock P. M.

Senate met at expiration of recess.

On motion of Mr. Lawson, Senate Substitute for Senate Joint Resolution No. 7, entitled:

Relative to the Military Training of Youth.

Was taken up for consideration.

Mr. McGuigan moved that action on Senate Substitute for Senate Joint Resolution No. 7 be deferred until Monday, March 27, 1945.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 188, entitled:

An Act directing the State Highway Department of the State of Delaware to Repair and Replace the Damage to the Beach and Boardwalk in or opposite the Town of Bethany Beach, in Sussex County, Delaware, caused by the Storm occurring in September of 1944 and Appropriating money therefor.

Was taken up for consideration.

Mr. Yerkes moved that action be deferred until the second order of business on Monday, March 27, 1945.

On the question, "Shall the Motion pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Butler, Edmonds, Hastings, McDowell, McGuigan, Rhodes—8.

NAYS—Messrs. Binder, Evans, Hitchens, Jones, Johnston, Lawson, Weigel, Yerkes, Mr. President Pro Tem—9.

So the question was decided in the negative and the motion not having received the required constitutional majority, was lost.

On motion of Mr. Yerkes, House Bill No. 188, entitled:

An Act directing the State Highway Department of the State of Delaware to Repair and Replace the Damage to the Beach and Boardwalk in or opposite the Town of Bethany Beach, in Sussex County, Delaware, caused by the Storm occurring in September of 1944 and Appropriating money therefor.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Binder, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS — Messrs. Bailey, Butler, Edmonds, McDowell, McGuigan, Rhodes—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. McDowell, Senate Substitute for Senate Bill No. 278, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled, "Insurance Department," with Respect to Valued Policies.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

The Sergeant-at-Arms announced the Speaker and Members of the House and House Members of Boys' State, who were admitted.

JOINT SESSION

Mr. Yerkes moved that the Senate and House meet in Joint Session.

Motion prevailed.

Mr. Yerkes moved that the President of the Senate preside over the Joint Session.

Motion prevailed.

Mr. Yerkes moved that the Secretary of the Senate and the Chief Clerk of the House act as Joint Secretaries of the Joint Session.

Motion prevailed.

Mr. Yerkes moved that the Chair appoint a Committee of two members of the Senate and two members of the House and two members of Boys' State from the Senate and two members of Boys' State from the House to act as escort to the Governor of Boys' State.

Motion prevailed.

The Chair appointed the following committee:

Senate—Robert H. Yerkes, William H. Ayres.

House of Representatives—Francis Q. Lemion, Samuel B. Bird.

Boys' State, Senate—Jack Gibson, Earl Tull.

Boys' State, House—Michael Ciminello, Thorpe Martin.

The Sergeant-at-Arms announced the Governor of Boys' State, Henry Wheeler Tieman, Jr., of the Caesar Rodney School.

The committee escorted the Governor of Boys' State to the rostrum.

Address by the Governor of Boys' State.

The privilege of the floor was granted to Mr. George Ayars, Department Commander of the American Legion.

Remarks by the Lieutenant-Governor, Hon. Elbert N. Carvel.

Remarks by Dr. Harry V. Holloway, Superintendent of Delaware State Board of Education.

Mr. Yerkes moved that the Joint Secretaries compare their Journals.

Motion prevailed.

The Joint Secretaries compared Journals and found them to agree and so informed the Chair.

Mr. Yerkes moved that the two Houses do now separate and retire to their respective chambers.

Motion prevailed.

Same Day, Later

Senate met in regular session.

On motion for leave, Mr. Yerkes introduced Senate Resolution No. 47, entitled:

SENATE RESOLUTION NO. 47

Commending the American Legion of Delaware for Interest in Promoting Boys' State Activities.

BE IT RESOLVED by the Senate of the State of Delaware:

That the American Legion, Department of Delaware, is hereby commended for its interest in promoting the Boys' State for the benefit and instruction of the boys of the State of Delaware, and the said American Legion, Department of Delaware, is hereby congratulated upon its carefully planned and successful program in behalf of the boys of the State over a period of several years in promoting interest in civic matters among our youth and particularly among the boys of the State.

Upon motion the resolution was taken up for consideration in order to pass the Senate.

On the question, "Shall the Resolution be adopted?"

The question was decided in the affirmative and the resolution having received the required constitutional majority, was adopted, by acclamation.

Senator Johnston thanked the Senate for their cooperation in regards to Boys' State Day.

On motion of Mr. Yerkes, House Bill No. 154 with House Amendment No. 1, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, entitled "Motor Vehicles," relating to Cranes.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Hastings—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 106, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Applications of Minors for Operator's License; providing Expiration Period for Annual License; providing Permits for excessive size and weight and Registration of such vehicles.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered returned to the House.

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., March 26, 1945.

Motion prevailed.

Fifty-First Legislative Day

Dover, Delaware, March 26, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present — Ayres, Bailey, Binder, Butler, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

Members Absent—Edmonds, Weigel—2.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The following communications were received:

Forty-nine telegrams opposing House Bill No. 286.

Letter from Joseph Burns opposing House Bill No. 286.

Three letters from Delaware State Grange favoring House Bills Nos. 284, 285 and 286.

Postal from Mrs. C. R. King favoring House Bill No. 157 and Senate Bill No. 116.

Postal from Mrs. Harry Potter favoring House Bill No. 157 and Senate Bill No. 116.

Postal from Richardson Park Women's Club favoring House Bill No. 157 and Senate Bill No. 116.

Postal from Lt. J. Allison O'Daniel Post, American Legion, opposing Senate Joint Resolution No. 7.

Two resolutions from New Castle County Levy Court favoring Senate Bill No. 218 and House Bills Nos. 235 and 174.

Two telegrams to Senator McGuigan opposing House Bill No. 286.

On motion of Mr. Lawson, Senate Substitute for Senate Joint Resolution No. 7, entitled:

Relative to the Military Training of Youth.

Was taken up for consideration.

Mr. Lawson moved that Senate Substitute for Senate Joint Resolution No. 7 be tabled.

On the question, "Shall the Motion be adopted?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Bailey, Binder, Butler, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Hastings, McDowell, McGuigan—4.

ABSENT—Messrs. Edmonds, Weigel—2.

So the question was decided in the affirmative and the motion having received the required constitutional majority, was adopted.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Bill No. 125, entitled:

An Act to provide for Leave of Absence to State, County and Municipal Employees now or hereafter serving as Attaches to either Branch of the General Assembly.

Reported the same back to the Senate favorably.

HARRY H. MULHOLLAND
GEORGE W. RHODES
ROBERT H. YERKES
G. P. EDMONDS

Mr. Yerkes moved that the Senate recess until 2:30 o'clock P. M.

Motion prevailed.

Same Day, 3 o'clock P. M.

Senate met at expiration of recess.

The President Pro Tem announced he is about to sign:

House Bill No. 106.

House Bill No. 116.

House Bill No. 154 as amended.

House Bill No. 188.

House Substitute for House Bill No. 215.

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., March 27, 1945.

Motion prevailed.

Fifty-Second Legislative Day

Dover, Delaware, March 27, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Johnston moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 355, entitled:

An Act to amend Chapter 143, Volume 44 Laws of Delaware, 1943, relating to the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts by providing for the Election of Boards of Education of Special School Districts located partly in Kent County and partly in New Castle County.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Substitute for House Bill No. 319, entitled:

An Act to Supplement Chapter 75, of the Revised Code of Delaware, relating to the Public Welfare by providing aid to the Needy Blind consistent with Title X of the Federal Social Security Act.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 247, entitled:

An Act appropriating money to the State Board of Agriculture to be used for Anti-Hog Cholera Serum.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had passed and requested the concurrence of the Senate in the following:

House Bill No. 98, entitled:

An Act to provide for protecting the Beach or Strand opposite the City of Rehoboth Beach, in Sussex County, Delaware, from Erosion.

And presented the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 109, entitled:

An Act to amend Chapter 727, Volume 19, Laws of Delaware, 1893, entitled, "An Act in relation to Municipal Elections to be held in the City of Wilmington," by providing a Method for the Delivery of Certificates of Election, Tally Sheets and Poll Lists, by the Election Officers for such Elections.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 117, entitled:

An Act to amend Chapter 58 of the Revised Code of Delaware, 1935, entitled "Primary Elections."

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Substitute for Senate Bill No. 231 with Senate Amendment No. 1, entitled:

An Act to amend Article 1, Chapter 44, Revised Code of Delaware, 1935, as amended, relating to Valuation and Assessment of Property by Exempting Certain Improvements on Public Lands of the State of Delaware.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 214, entitled:

An Act to Create a Department of Elections for Kent County.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 192, entitled:

An Act to Create a Department of Elections for Sussex County.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Substitute for Senate Bill No. 139, entitled:

An Act making Provision for the Acquisition of certain Additional Lands and Easements in the City of Dover for the State of Delaware, to be used for Buildings and Grounds and for other State Purposes, and making an Appropriation therefor.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 102, entitled:

An Act to amend Chapter 59 of the Revised Code of Delaware, 1935, entitled, "Inspectors of Elections."

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 101, entitled:

An Act to amend Chapter 62 of the Revised Code of Delaware, 1935, entitled, "Election of Representative in Congress," by providing for the Transfer to the Department of Elections for each County respectively, the Election Duties now performed by the Sheriff of each County.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House had concurred in the following:

Senate Bill No. 100, entitled:

An Act to amend Chapter 56 of the Revised Code of the State of Delaware, 1935, as amended, entitled "Registration of Voters," and to repeal certain Sections thereof.

And returned the same to the Senate.

The President Pro Tem announced he is about to sign:

Senate Bill No. 49.

Senate Bill No. 50.

Senate Bill No. 51.

Senate Bill No. 53.

Senate Bill No. 54.

Senate Bill No. 55.

Senate Substitute for Senate Bill No. 177.

Senate Substitute for Senate Bill No. 257.

Senate Concurrent Resolution No. 20.

Mr. Evans, on motion for leave, introduced Senate Substitute for Senate Bill No. 168, entitled:

An Act to create a State Board of Public Contracts and to Regulate Public Contracts made on behalf of the State, or of any Subdivision or Agency thereof, for the Erection of any Building, Structure or Edifice financed in whole or in part with Public Funds.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

Mr. Evans, on motion for leave, introduced Senate Substitute for Senate Bill No. 201, entitled:

An Act to Require Competitive Bidding in Connection with the Purchase of Supplies or the Letting of Contracts or the Construction, Alteration, or Repair of Buildings, and providing Penalties.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

Mr. Evans, on motion for leave, introduced Senate Substitute for Senate Bill No. 170, entitled:

An Act to amend Article 1 of Chapter 160 of the Revised Code of Delaware, 1935, entitled "State Housing Board" by Striking Out the Second Sentence of Section 5 of said Chapter and Substituting a New Second Sentence, Authorizing the State Board of Housing to Employ a Secretary.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

Mr. Evans, on motion for leave, introduced Senate Substitute for Senate Bill No. 169, entitled:

An Act to Require Bidders on any Proposed Public Work to Furnish a Financial Statement and Information of Ability and Experience in Order to Qualify to Bid and Providing Penalties.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

Mr. Evans, on motion for leave, introduced Senate Substitute for Senate Bill No. 172, entitled:

An Act to Require Contractors Bidding on Public Works to Name Subcontractors who will perform any Part of the Public Works.

Which was given first and second reading, the second by title only, and referred to the Committee on Buildings and Highways.

Mr. Ayres, on motion for leave, introduced Senate Substitute for Senate Bill No. 27, entitled:

An Act to amend Chapter 217 of Volume 43, Laws of Delaware, 1941, entitled "An Act creating a Board of Trustees to Manage and Control the Prison, Prison Farm, Court House and Court House Annex of Sussex County: Providing for the Appointment of Members of the Board, their Terms of Office, Qualifications and Expenses, their Powers and Duties; providing for the payment of the expense of such management and control by the Levy Court of Sussex County; providing for the Custody, Care, Control, Labor and Compensation of Prisoners in said Prison; and providing for a System of Bookkeeping and Inventory of Property."

Which was given first and second reading, the second by title only, and referred to the Committee on Judiciary.

Mr. Hitchens moved that Senate Bill No. 97 be recommitted.

Motion prevailed.

Mr. Hitchens, on motion for leave, introduced Senate Substitute for Senate Bill No. 97, entitled:

An Act proposing a certain amendment to Article V of the Constitution of the State of Delaware relating to Elections, by providing for Registration of Voters in certain Cases.

Which was given first and second reading, the second by title only, and referred to the Committee on Elections.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been Referred House Bill No. 195, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near Broadkill Beach, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
HARRY H. JONES

On motion for leave, Mr. Yerkes introduced Senate Amendment No. 1 to Senate Bill No. 57, entitled:

An Act in respect to the Immunizing of School Children and other Persons against Certain Diseases.

Mr. Yerkes moved that Senate Amendment No. 1 to Senate Bill No. 57 be adopted.

On the question, "Shall Senate Amendment No. 1 to Senate Bill No. 57 be adopted?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Bailey, Hastings—3.

ABSENT—Messrs. Butler, McDowell, McGuigan—3.

So the question was decided in the affirmative and the amendment having received the required constitutional majority, was adopted.

On motion of Mr. Yerkes, Senate Bill No. 57 with Senate Amendment No. 1, entitled:

An Act in respect to the Immunizing of School Children and other Persons against certain Diseases.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill as amended passed the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Bailey, Edmonds, Evans, Hastings, Hitchens, Johnston, Rhodes, Yerkes, Mr. President Pro Tem—9.
NAYS—Messrs. Ayres, Binder, Jones, Lawson, Weigel—5.

ABSENT—Messrs. Butler, McDowell, McGuigan—3.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Mr. Rhodes, on behalf of the Committee on Public Health, to whom had been referred House Substitute for House Bill No. 310, entitled:

An Act to amend Chapter 76 of the Revised Code of Delaware, 1935, relating to the Delaware State Hospital by providing for Voluntary Admission to such Hospital in certain cases.

Reported the same back to the Senate favorably.

GEORGE W. RHODES
ROBERT H. YERKES
H. H. MULHOLLAND
W. DEANE JOHNSTON
I. T. HASTINGS

Mr. Jones, on behalf of the Committee on Claims, to whom had been referred House Joint Resolution No. 2, entitled:

Authorizing the State Treasurer to Redeem an Outdated Check and to Issue a New Check in lieu thereof.

Reported the same back to the Senate favorably.

HARRY H. JONES
GEO. W. RHODES
R. H. YERKES

Mr. Jones, on behalf of the Committee on Claims, to whom had been referred House Joint Resolution No. 3, entitled:

Authorizing the State Treasurer to Redeem an Outdated Check issued by Fagan H. Simonton, former Treasurer of Delaware, on December 8, 1939, and to issue a New Check in lieu thereof.

Reported the same back to the Senate favorably.

HARRY H. JONES
GEO. W. RHODES
R. H. YERKES
H. H. LAWSON

Mr. Jones, on behalf of the Committee on Claims, to whom had been referred House Bill No. 43, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near the Town of Lewes, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

Reported the same back to the Senate on its merits.

HARRY H. JONES
GEO. W. RHODES
R. H. YERKES
H. H. LAWSON

Mr. Jones, on behalf of the Committee on Agriculture, to whom had been referred Senate Substitute for Senate Bill No. 256, entitled:

An Act making Provision for an Addition to the Building in Dover Housing the Department of Agriculture and for the Additional Equipment needed to conduct Diagnostic and Control Work with a Special Reference to Diseases of Poultry and Dairy Cattle; and making an Appropriation to Carry Out the Provision of the Act.

Reported the same back to the Senate favorably.

HARRY H. JONES
GEO. W. RHODES
H. H. LAWSON
SAMUEL WEIGEL, JR.
WILLIAM H. AYRES

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing for the Appointment of Weighmasters.

Reported the same back to the Senate favorably.

HARRY H. MULHOLLAND
G. P. EDMONDS
GEO. W. RHODES
R. H. YERKES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 297, entitled:

An Act to Authorize and Direct the State Highway Department to Purchase Respirators and making Appropriations therefor.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
HARRY H. JONES
GEO. E. BINDER
G. P. EDMONDS

Mr. Hitchens, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Bill No. 143, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game by providing for the Conservation and Protection of Channel Bass (known also as Redfish or Red Drum).

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
ROBERT H. YERKES
W. DEANE JOHNSTON
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 224, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 170, entitled:

An Act to amend Chapter 70 of the Revised Code of Delaware, 1935, relating to Delaware Commission for the Feeble-Minded.

Reported the same back to the Senate on its merits.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 51, entitled:

An Act to amend Chapter 93 of the Revised Code of Delaware, 1935, relating to Wills, by providing Who May Make a Will.

Reported the same back to the Senate on its merits.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON

Mr. Binder, on behalf of the Committee on Banking and Insurance, to whom had been referred House Bill No. 136, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," authorizing Domestic Life, Fire, Marine, Casualty or Workmen's Compensation Insurance Companies to Invest in Mortgages Guaranteed by the Administrator of Veterans' Affairs.

Reported the same back to the Senate on its merits.

GEO. E. BINDER
G. P. EDMONDS
H. H. MULHOLLAND
SAMUEL WEIGEL, JR.

Mr. Binder, on behalf of the Committee on Banking and Insurance, to whom had been referred House Bill No. 101 with House Amendment No. 1, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," relating to Non-Resident Brokers.

Reported the same back to the Senate on its merits.

GEO. E. BINDER
G. P. EDMONDS
H. H. MULHOLLAND
SAMUEL WEIGEL, JR.

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred House Bill No. 48, entitled:

An Act to repeal Chapter 237 of Volume 33, Laws of Delaware, Excusing Women from Jury Duty.

Reported the same back to the Senate on its merits.

GEO. E. BINDER
JOHN R. HITCHENS
SAMUEL WEIGEL, JR.

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred House Bill No. 54, entitled:

An Act to amend 4727 Section 7 of Chapter 131 of the Revised Code of Delaware, 1935, by providing for Petit Jurors for the Court of General Sessions and the Superior Court.

Reported the same back to the Senate favorably.

GEO. E. BINDER
JOHN R. HITCHENS
HARRY H. JONES
SAMUEL WEIGEL, JR.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 250, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled "Motor Vehicles" in Relation to Issuing Chauffeur's License in Certain Cases.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
HARRY H. JONES
GEO. E. BINDER
G. P. EDMONDS

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 104 with House Amendment No. 1, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue; by the Repeal of 90. Section 56 providing for Retaliating Taxes, Fees and Regulations.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 322 with House Amendment No. 1, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, as amended, relating to Conveyances.

Reported the same back to the Senate on its merits.

ROBERT H. YERKES
G. P. EDMONDS
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 61 with House Amendment No. 1, entitled:

An Act to amend Chapter 86 of the Revised Code of Delaware, 1935, relating to Divorce, by providing that Full Faith and Credit shall be given to Decree of Divorce by Foreign Courts.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 225, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder and by providing for Compensation for Disfigurement to the Face or Head.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 217, entitled:

An Act to amend An Act entitled "An Act granting Leave of Absence to Employees of the State and Preserving their Right to Priority and Advancement in Certain Cases," being Chapter 84 of Volume 43, Laws of Delaware, 1941, by providing that Time Spent in Armed Services by State Employees shall Accrue to Employees' Benefit in Ascertaining Pension Rights and making the Provisions of this Act Retroactive.

Reported the same back to the Senate on its merits.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Mulholland moved that the Senate recess until 2:00 o'clock P. M.

Motion prevailed.

Same Day, 2:30 o'clock P. M.

Senate met at expiration of recess.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 131, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, relating to the State Highway Department, as amended, by creating a new Article to be known as Article 6, and Seven New Sections thereunder, said new Article to be subtitled "Freeways," and said Article and said new Sections authorizing the State Highway Department to Construct, Designate, Establish, Lay Out and Regulate all or any portion of any State Highway as a "Freeway."

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

On motion of Mr. Yerkes, Senate Bill No. 209, entitled:

An Act appropriating Money for Pay of the Officers and Men of the Delaware State Guard during their Annual Summer Encampments.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, Senate Substitute for Senate Bill No. 275, entitled:

An Act making an Appropriation of \$2,500.00 for the purpose of Carrying Out the Functions of the Band of the Delaware State Guard; Period Covered; How Paid.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—10.

NAYS—Mr. Edmonds—1.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

Lieutenant-Governor Elbert N. Carvel presiding.

On motion of Mr. Hitchens, Senate Substitute for Senate Bill No. 152, entitled:

An Act to amend Chapter 178 of the Revised Code of Delaware, 1935, entitled "Commemoration of the Landing of the First Settlers of the State of Delaware at Lewes," with reference to the Name of the Commission created by said Act, its Members, Powers, and Duties.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. DeValinger.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, Senate Bill No. 99, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to State Old Age Welfare Commission and State Welfare Home by providing for Increase of Allowance as Assistance to Old Age Persons; and by providing for Appeal to any Person Aggrieved or Dissatisfied.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Hitchens, Senate Substitute for Senate Bill No. 280, entitled:

An Act to amend Chapter 149 of the Revised Code of Delaware, 1935, entitled "Offenses Against the Lives and Persons of Individuals" in relation to the Crime of Rape.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Hon. Isaac Short.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion for leave, Mr. Hitchens introduced Senate Amendment No. 1 to Senate Bill No. 188, entitled:

An Act to amend Chapter 151, Volume 44, Laws of Delaware, by Authorizing and Directing the State Highway Department to make a Survey or Surveys of Rehoboth Bay, Indian River, and Indian River Bay, for the use and Benefit of the Delaware Commission of Shell Fisheries.

Which was taken up for consideration in order to pass the Senate.

On the question, "Shall Senate Amendment No. 1 to Senate Bill No. 188 be adopted?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the amendment having received the required constitutional majority, was adopted.

On motion of Mr. Hitchens, Senate Bill No. 188 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 151, Volume 44, Laws of Delaware, by Authorizing and Directing the State Highway Department to make a Survey or Surveys of Rehoboth Bay, Indian River, and Indian River Bay, for the use and benefit of the Delaware Commission of Shell Fisheries.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill as amended pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

So the question was decided in the affirmative and the bill having received the required constitutional majority, passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Yerkes, Senate Bill No. 18, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" by providing for the Number of Game Lawful to Kill in a Calendar Year.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Binder, Edmonds, Evans, Jones, Johnston, Rhodes—6.

NAYS—Messrs. Hitchens, Lawson, Weigel, Yerkes—4.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan, Mr. President Pro Tem—7.

So the question was decided in the negative and the bill not having received the required constitutional majority, was lost.

Mr. Yerkes moved that the Senate recess for five minutes.

Motion prevailed.

Same Day, 4:30 o'clock P. M.

Senate met at expiration of recess.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 55, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, relating to Conveyances, by providing for Satisfaction of Mortgages; within what time; how entered and by whom; Fee to be Paid by Debtor.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

The Chair presented House Bill No. 98, entitled:

An Act to provide for protecting the Beach or Strand opposite the City of Rehoboth Beach, in Sussex County, Delaware, from Erosion.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

The Chair presented House Bill No. 247, entitled:

An Act appropriating money to the State Board of Agriculture to be used for Anti-Hog Cholera Serum.

Which was given first and second reading, the second by title only, and referred to the Committee on Agriculture.

The Chair presented House Substitute for House Bill No. 319, entitled:

An Act to Supplement Chapter 75, of the Revised Code of Delaware, relating to the Public Welfare by providing aid to the Needy Blind consistent with Title X of the Federal Social Security Act.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented House Substitute for House Bill No. 355, entitled:

An Act to amend Chapter 143, Volume 44 Laws of Delaware, 1943, relating to the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts by providing for the Election of Boards of Education of Special School Districts located partly in Kent County and partly in New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Education.

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 220, entitled:

An Act Authorizing the Levy Court of Kent County to appropriate County Monies to David C. Harrison Post No. 14, Inc., American Legion, for the Maintenance of Ambulance.

Which was given first and second reading, the second by title only, and referred to the Committee on Claims.

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Bill No. 26, entitled:

An Act making an appropriation to the Commissioners of Millsboro for reimbursing the Town of Millsboro for the Construction of Connecting Concrete Streets Between Highways.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
GEO. E. BINDER
JAMES S. EVANS
H. H. LAWSON
WILLIAM H. AYRES

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., March 28, 1945.

Motion prevailed.

Fifty-Third Legislative Day

Dover, Delaware, March 28, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

Member Absent—McDowell—1.

Secretary proceeded to read the Journal of the Previous Session, when Mr. Yerkes moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The following communications were received:

Postal card to Senator Binder favoring House Bill No. 157 and Senate Bill No. 116.

Letters to Senators Hastings, McGuigan, Lawson and Butler from teachers' committee of McDonough's School favoring House Bill No. 157 and Senate Bill No. 116.

Letter to Senator Butler from Middletown Public Schools favoring House Bill No. 157 and Senate Bill No. 116.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 267, entitled:

An Act to Appropriate Money to the State Board of Education for the Employment of Three Supervisors of Health and Physical Education.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 151, entitled:

An Act authorizing the Levy Court of Kent County to Borrow Money and to Issue Bonds therefor, for the Purpose of Redeeming and Refunding Certain Outstanding Bonds of Kent County.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 286, entitled:

An Act to amend Chapter 143 of Volume 44, Laws of Delaware, entitled "An Act providing for the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts."

Which was given first and second reading, the second by title only, and referred to the Committee on Elections.

Mr. Edmonds moved that Senate Bill No. 164 be recommitted.

Motion prevailed.

Mr. Edmonds, on motion for leave, introduced Senate Substitute for Senate Bill No. 164, entitled:

An Act appropriating Money for Certain Expenses of the Supreme Court.

Which was given first and second reading, the second by title only, and referred to the Committee on Finance.

Mr. Edmonds moved that Mr. Yerkes be granted the privilege of acting as President of the Senate.

Motion prevailed.

Senator Robert H. Yerkes presiding.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 11, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" with reference to the Number of Game Birds and Animals Lawful to Kill.

Which was given first and second reading, the second by title only.

Mr. Johnston moved that Senate Substitute for Senate Bill No. 11 be adopted.

Motion prevailed.

On motion of Mr. Johnston, Senate Substitute for Senate Bill No. 11, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" with reference to the Number of Game Birds and Animals Lawful to Kill.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Lieutenant-Governor Carvel.

On the question, "Shall the Bill pass the Senate?"

The yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Edmonds, Evans, Hastings, Hitchens, Johnston, Rhodes—6.

NAYS — Messrs. Ayres, Bailey, Binder, Butler, Jones, Lawson, McGuigan, Weigel, Yerkes—9.

ABSENT—Mr. McDowell, Mr. President Pro Tem—2.

So the question was decided in the negative and the bill not having received the required constitutional majority, was lost.

The Chair recognized class from Delmar High School, under direction of Miss Elizabeth Dwyer and Mr. Quillen, Boys' States Representative, who also accompanied the class.

Mr. Yerkes moved that the Senate recess until 2:45 o'clock P. M.

Motion prevailed.

Same Day, 3:30 o'clock P. M.

Senate met at expiration of recess.

The Chair recognized ex-U. S. Senator John G. Townsend, Jr., from Delaware, who made a few remarks.

The Chair recognized Mrs. George Binder.

Senator George W. Rhodes presiding.

Mr. Ayres requested that Senate Bills Nos. 74 and 75 be stricken from the Calendar.

Request granted.

Mr. Mulholland requested that Senate Bills Nos. 142 and 277 be stricken from the Calendar.

Request granted.

Mr. Lawson requested that Senate Bill No. 219 be stricken from the Calendar.

Request granted.

Mr. Binder requested that Senate Bill No. 248 be stricken from the Calendar.

Request granted.

Mr. Bailey requested that Senate Bill No. 279 be stricken from the Calendar.

Request granted.

Mr. Yerkes requested that Senate Bills. Nos. 216, 221 and 246 be stricken from the Calendar.

Request granted.

Mr. Mulholland moved that the Secretary of the Senate prepare a list of Senate Bills that are now or hereafter stricken from the Calendar and deliver a copy to each Senator.

Motion prevailed.