

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

Mr. Leasure, on motion for leave, introduced House Bill No. 301, entitled:

An Act to appropriate Funds for the Beautification of the Parkway at Glasgow between Dual Highways.

Which was given first and second reading, the second by title only, and was unassigned.

Mr. Leasure, on motion for leave, introduced House Bill No. 302, entitled:

An Act to amend Chapter 6, Revised Code of Delaware, 1935, by imposing an Individual Tax on each Game or Music Machine operated by Coin or Token.

Which was given first and second reading, the second by title only, and was unassigned.

Mr. Keenan, on motion for leave, introduced House Bill No. 303, entitled:

An Act appropriating money out of the Funds of the Board of School Trustees having charge of the Claymont Special School District in New Castle County District for the payment of William H. Talley against the Board of School Trustees having charge of the 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 Claims.

Mr. Keenan, on motion for leave, introduced House Bill No. 304, entitled:

An Act to amend Chapter 119, Volume 28, Laws of Delaware, 1915, by fixing the Salaries of the Collectors of Taxes for the City of Wilmington.

Which was given first and second reading, the second by title only, and was unassigned.

Mr. Keenan, on motion for leave, introduced House Bill No. 305, entitled:

An Act providing for a preference for returned persons who have served in the Armed Forces of the United States and who were employed prior to such service in any State Office, Department, Commission, Board or Bureau.

Which was given first and second reading, the second by title only, and was unassigned.

Mr. Keenan, on motion for leave, introduced House Bill No. 306, entitled:

An Act appropriating certain money for the support and maintenance of a State Guard Band.

Which was given first and second reading, the second by title only, and was unassigned.

Mr. Keenan, on motion for leave, introduced House Bill No. 307, entitled:

An Act to amend Chapter 81, Volume 43, Laws of Delaware, entitled "An Act to provide for the creation, maintenance, discipline, legislation and use of the Delaware State Guard" by changing some of the provisions relating to Training and Supplies.

Which was given first and second reading, the second by title only, and was unassigned.

Mr. F. A. Lawson, on motion for leave, introduced House Bill No. 308, entitled:

An Act to Levy and Collect a Dog Tax on Dogs in the City of Wilmington.

Which was given first and second reading, the second by title only, and was unassigned.

Mr. Willits moved that the House adjourn until February 8, 1943, 11:55 o'clock A. M.

Motion prevailed.

•TWENTY-SECOND LEGISLATIVE DAY•

Dover, Delaware, February 8, 1943, 12:30 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, West, Willits, Mr. Speaker—33.

Members Absent—Maloney, Uhler—2.

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

Motion prevailed.

There were no reports from Standing or Special Committees.

No communications.

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

House Bill No. 23, entitled:

An Act making Appropriation for salaries increment to the State Board of Education, to the Board of Education in Wilmington and to each of the Boards of Education of the Special School Districts and providing a method for the allotment thereof.

The Chair presented Senate Bill No. 56, entitled:

An Act to amend Chapter 109 of the Revised Code of Delaware, 1935, relating to Judicial Reports.

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

The Chair presented Senate Bill No. 58, entitled:

An Act to amend Chapter 104 of Volume 40 of the Laws of Delaware relating to the Public Archives Commission.

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

The Chair presented Senate Bill No. 59, entitled:

An Act to provide for the Disposition of certain Photographed Records in the State of Delaware and for the use of such Photographs or Copies or Enlargements thereof in Evidence.

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

The Chair presented Senate Bill No. 68, entitled:

An Act amending 3670 Section 13 of Chapter 92 of the Revised Code of Delaware 1935, in reference to the Acknowledgments of Deeds and other Instruments.

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

The Chair presented Senate Bill No. 71, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware, 1935, relating to Fees of Public Officers by increasing the Fees of Bailiffs 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 Senate Bill No. 79, entitled:

An Act prohibiting persons receiving Clothing, Goods or Merchandise from any Relief Unit in this State from disposing of the same for Cash or otherwise, and providing Penalty therefor.

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

The Chair presented Senate Bill No. 87, entitled:

An Act making an Appropriation to provide for the Erection and Equipment of a Detention Building or Rooms in connection with the State Institution for the Feeble-Minded at Delaware Colony.

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

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:55 o'clock P. M.

House met at expiration of recess.

Mr. Willits moved that House Bill No. 267 be transferred from the Committee on Revised Statutes to the Committee on Elections.

Motion prevailed.

Mr. Willits moved that the House adjourn until Tuesday, February 9, 1943, 12:00 o'clock noon.

Motion prevailed.

«TWENTY-THIRD LEGISLATIVE DAY»

Dover, Delaware, February 9, 1943, 12:25 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

Members Absent—Maloney, Quigley, Reynolds—3.

Clerk proceeded to read the Journal of the Previous Session when Mr. Phillips moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

COMMUNICATIONS

Letter from Ruth Jones, favoring World Federation.

No report from Special Committees.

Chair recognized Representative Hon. Philip Traynor, who when called upon, said a few encouraging words.

On motion of Mr. Scott, Rev. Kellogg was granted fifteen minutes to discuss House Joint Resolution No. 3.

On motion for leave, Mr. Bird introduced House Resolution No. 36, entitled:

HOUSE RESOLUTION NO. 36

In respect to the Payment for Certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

The State Sentinel \$1,262.44

Mr. Bird moved that action on House Resolution No. 36 be deferred.

Motion prevailed.

On motion for leave, Mr. Bird introduced House Resolution No. 37, entitled:

HOUSE RESOLUTION NO. 37

In respect to the Payment for Certain Supplies.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of supply expenses connected with the present session, viz:

Matthews Brothers, Inc. \$46.20

Mr. Bird moved that action on House Resolution No. 37 be deferred.

Motion prevailed.

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:40 o'clock P. M.

House met at expiration of recess.

On motion of Mr. McVey, House Bill No. 99, entitled:

An Act to amend Chapter 55 of the Revised Code of Delaware, 1935, relating to Roads and Bridges, by providing for the Notice required in Proceedings to Vacate Public Roads and Bridges.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Maloney, Moore, Reynolds—3.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Willits, House Bill No. 57, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, as amended, relating to Income Tax.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Maloney, Moore, Reynolds—3.

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

And was ordered to the Senate for concurrence.

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred Senate Bill No. 9, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, entitled: "State Highway Department," in reference to Educational Campaign on Street and Highway Safety.

Reported the same back to the House favorably.

H. H. LAWSON
R. S. KEENAN
H. F. SCHWEITZER
G. R. CLARK
FRED S. BAILEY

Mr. F. A. Lawson, on behalf of the Committee on Public Health, to whom had been referred Senate Bill No. 29, entitled:

An Act authorizing the Disinterring and Reinterring under the Supervision of the Levy Court of Sussex County, of Bodies buried in Public or Private Burying Grounds which have been purchased by the Levy Court of Sussex County for the purposes of constructing an Airport; providing for modifying and relaxing by the State Board of Health of its Regulations and Restrictions relative to the Disinterring and Reinterring of Dead Bodies.

Reported the same back to the House favorably.

F. A. LAWSON
W. E. BARCUS
EDWARD S. WEST
H. H. LAWSON
W. ROY WILLITS

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 30, entitled:

An Act to provide for Protecting the Beach or Strand opposite the Town of Bethany Beach, in Sussex County, Delaware, from erosion.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 31, 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 House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 74, entitled:

An Act to amend Chapter 111, Volume 41, Laws of Delaware, relative to Funds remaining to the Credit of the Various Hundreds in New Castle County from Road Taxes, as amended by Chapter 102, Volume 42, Laws of Delaware.

And presented the same to the House.

Mr. Willits moved that the House adjourn until February 10, 1943, 12:00 o'clock noon.

Motion prevailed.

«TWENTY-FOURTH LEGISLATIVE DAY»

Dover, Delaware, February 10, 1943, 12:30 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

Member Absent—Manlove.

Clerk proceeded to read the Journal of the Previous Session when Mr. Bird moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

No communications.

A letter from Irvin C. King, Jr., was read, ordered filed, and spread upon the minutes.

January 7, 1943

Honorable John F. Lynn
Chief Clerk of House of Representatives
Dover, Delaware

Dear Judge:

I am sorry that I could not personally thank you and the members of the House of Representatives for favor you extended me before I had to leave for the U. S. Navy. Because of this I am taking this opportunity to tell you that I enjoyed working with you and all the members.

Yours sincerely,

I. C. KING, JR., A. S.
Platoon 82—Recruit Center
U. S. N. Air Station
Jacksonville, Florida

No reports from Special Committees.

Mr. Bird, on behalf of the Committee on Insurance and Banking, to whom had been referred Senate Bill No. 8, entitled:

An Act to provide for the Sale of .94 Units Common Stock and Five (5) Shares of the Common Stock of the Granite City Pig Iron Company, owned by the State of Delaware.

Reported the same back to the House favorably.

SAMUEL B. BIRD
B. F. JOHNSON
C. E. McVEY
H. D. COOK
EDWARD S. WEST

Mr. Clark, on behalf of the Committee on Appropriations, to whom had been referred House Substitute for House Bill No. 11, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

Reported the same back to the House favorably.

G. R. CLARK
R. M. PYOTT
EDW. MILLMAN
BENJAMIN E. HICKS
FRANCIS Q. LEMON

Mr. Reynolds, on behalf of the Committee on Military Affairs, to whom had been referred Senate Bill No. 13, entitled:

An Act to amend Chapter 8 of the Revised Code of Delaware, 1935, by providing for an Acting Adjutant General.

Reported the same back to the House favorably.

JAMES C. REYNOLDS
SAMUEL B. BIRD
BENJAMIN E. HICKS
THOMAS E. MOORE

Mr. Reynolds, on behalf of the Committee on Military Affairs, to whom had been referred Senate Bill No. 15, entitled:

An Act to amend Chapter 81, Volume 43, Laws of Delaware, entitled: "An Act to provide for the Creation, Maintenance, Discipline, Legislation and use of the Delaware State Guard," by changing the Term of Enlistment in the Delaware State Guard.

Reported the same back to the House favorably.

JAMES C. REYNOLDS
SAMUEL B. BIRD
BENJAMIN E. HICKS
THOMAS E. MOORE

Mr. Reynolds, on behalf of the Committee on Military Affairs, to whom had been referred Senate Bill No. 25, entitled:

An Act to amend 306 Section 51 of Chapter 8 of the Revised Code of Delaware 1935 by providing for the Awarding of Medals to Persons serving in the Military or Naval Forces of the United States of America or the State of Delaware.

Reported the same back to the House favorably.

JAMES C. REYNOLDS
SAMUEL B. BIRD
BENJAMIN E. HICKS
THOMAS E. MOORE

Mr. Schweitzer, on behalf of the Committee on Judiciary and Crime, to whom had been referred Senate Bill No. 23, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures by giving the Power of Arrest to the Regulators of Weights and Measures, and making Misrepresentations as to Quantity in Containers a Misdemeanor and increasing the Penalty for Second Offenses.

Reported the same back to the House favorably.

HOWARD F. SCHWEITZER
HERMAN H. LEASURE
ALBERT B. HUSBANDS
C. LINDEN McILVAINE
M. W. JOHNSON, JR.

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 42, entitled:

An Act to amend No. 5689 Section 151 of Chapter 165 of the Revised Code of Delaware 1935 as amended by Chapter 259 Volume 43, Laws of Delaware, relating to Traction Engines and Tractors.

Reported the same back to the House on its merits.

RAYMOND B. PHILLIPS
R. S. KEENAN
H. D. COOK
GEO. A. SWAIN
W. A. EASOM

Mr. Bird, on behalf of the Committee on Insurance and Banking, to whom had been referred House Substitute for House Bill No. 44, 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 House favorably.

SAMUEL B. BIRD
B. F. JOHNSON
C. E. McVEY
H. D. COOK
EDWARD S. WEST

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 46, entitled:

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

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
RALPH S. KEENAN
H. D. COOK
GEO. A. SWAIN
W. A. EASOM

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 58, entitled:

An Act to amend Chapter 104 of Volume 40 of the Laws of Delaware relating to Public Archives Commission.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
GEO. A. SWAIN
R. S. KEENAN
H. D. COOK
W. A. EASOM

Mr. Willits, on behalf of the Committee on Miscellaneous, to whom had been referred Senate Bill No. 59, entitled:

An Act to provide for the Disposition of certain Photographed Records in the State of Delaware and for the use of such Photographs or Copies or Enalrgments thereof in Evidence.

Reported the same back to the House favorably.

W. ROY WILLITS
H. D. COOK
SAMUEL B. BIRD
W. J. ROSE
B. F. JOHNSON

Mr. McIlvaine, on behalf of the Committee on Accounts, to whom had been referred House Bill No. 270, entitled:

An Act authorizing the State Treasurer to transfer certain balances in the Accounts of former State Treasurer Fagan H. Simonton to the General Fund of the State of Delaware.

Reported the same back to the House favorably.

C. E. McVEY
JAMES C. REYNOLDS
WILLARD E. BARCUS
W. A. EASOM

Mr. Cook, on behalf of the Committee on Education, to whom had been referred House Bill No. 114, entitled:

An Act to authorize and direct the Treasurer of the State of Delaware to Invest in Interest Bearing Securities the Sum of Ninety-four Thousand Dollars (\$94,000.00) belonging to the State School Fund and now in the General Fund of the State.

Reported the same back to the House favorably.

H. D. COOK
EDWARD L. PLEASANTON
R. MARIS PYOTT
ALBERT B. HUSBANDS
C. A. HURD

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 85, entitled:

An Act changing the Name of the Mothers' Pension Commission.

And presented the same to the House.

The Chair presented Senate Bill No. 30, entitled:

An Act to provide for Protecting the Beach or Strand opposite the Town of Bethany 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 Public Buildings and Highways.

The Chair presented Senate Bill No. 31, 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 Public Buildings and Highways.

The Chair presented Senate Bill No. 74, entitled:

An Act to amend Chapter 111, Volume 41, Laws of Delaware, relative to Funds remaining to the Credit of the Various Hundreds in New Castle County from Road Taxes, as amended by Chapter 102, Volume 42, Laws of Delaware.

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

On motion of Mr. Swain, duly seconded, that House Bill No. 65 be stricken from the calendar.

Motion prevailed.

Mr. Bird moved that House Resolution No. 36 on which action had been deferred on February 9, 1943, be adopted.

Motion prevailed.

Mr. Bird moved that House Resolution No. 37 on which action had been deferred on February 9, 1943, be adopted.

Motion prevailed.

Mr. Willits moved that the House recess until 3:00 o'clock P. M.

Motion prevailed.

Same Day, 3:10 o'clock P. M.

House met at expiration of recess.

On motion of Mr. H. H. Lawson, which was seconded, "That whenever a Committee of the House receives an invitation, that such invitation shall be to all the Members and not to a selected few."

A roll call was demanded, which resulted as follows:

YEAS—Messrs. Johnson, Lawson, H. H., McVey, Millman, Reynolds, Swain, Uhler—7.

NAYS—Messrs. Clark, Cook, Phillips, Willits—4.

NOT VOTING — Messrs. Bailey, Barcus, Bird, Easom, Frasher, Hicks, Hurd, Husbands, Keenan, Lawson, F. A., Leasure, Lemon, McIlvaine, Moore, Pleasanton, Quigley, Rose, Schweitzer, West, Mr. Speaker—20.

ABSENT—Messrs. Maloney, Manlove, Pyott, Scott—4.

So the motion was lost.

On motion of Mr. Willits, House Bill No. 72, entitled:

An Act to amend Chapter 71, Revised Code of Delaware, 1935, relating to Free Public Schools by making the President of the University of Delaware, 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 House.

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, H. H., McIlvaine, McVey, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Swain, Uhler, Willits, Mr. Speaker—20.

NAYS—None.

NOT VOTING—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Leasure, Lemon, Manlove, Quigley, Rose, West—11.

ABSENT—Messrs. Lawson, F. A., Maloney, Millman, Scott—4.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Keenan, House Bill No. 78, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware, as amended, relating to Fees of Public Officers by increasing the Fee payable to the Register of Wills of New Castle County for Filing Inventory.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Moore, Pleasanton, Pyott, Reynolds, Schweitzer, Swain, Uhler, Willits, Mr. Speaker—21.

NAYS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Manlove, Quigley, Rose, West—10.

ABSENT—Messrs. Maloney, Millman, Phillips, Scott—4.

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

And was ordered to the Senate for concurrence.

On motion of Mr. B. F. Johnson, House Bill No. 33, entitled:

An Act to amend Chapter 56, as amended, Revised Code of Delaware, 1935, entitled "Registration of Voters" by changing the Time required to give Notice of Appeals.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Moore, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Maloney, Millman, Phillips, Scott—4.

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

And was ordered to the Senate for concurrence.

On motion of Mr. B. F. Johnson, House Bill No. 34, entitled:

An Act to amend Chapter 56, as amended, Revised Code of Delaware, 1935, entitled "Registration of Voters," by providing for a Permanent Record of Election Appeals and providing for the Keeping and Custody thereof, and providing for the Effect of the Determination of an Appeal upon Subsequent Appeals presenting the same Issue.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Moore, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—22.

NAYS—None.

NOT VOTING — Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Manlove, Quigley, Rose, West—10.

ABSENT—Messrs. Maloney, Millman, Phillips—3.

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

And was ordered to the Senate for concurrence.

Mr. Scott moved that the House recess for 10 minutes.

Motion prevailed.

Same Day, 4:40 o'clock P. M.

House met at expiration of recess.

On motion of Mr. F. A. Lawson, Senate Bill No. 29, entitled:

An Act authorizing the Disinterring and Reinterring under the Supervision of the Levy Court of Sussex County, of Bodies buried in Public or Private Burying Grounds which have been purchased by the Levy Court of Sussex County for the purposes of constructing an Airport; providing for modifying and relaxing by the State Board of Health of its Regulations and Restrictions relative to the Disinterring and Reinterring of Dead Bodies.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Moore, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Maloney, Millman, Phillips—3.

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

And was ordered returned to the Senate.

On motion of Mr. H. H. Lawson, Senate Bill No. 9, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, entitled: "State Highway Department," in reference to Educational Campaign on Street and Highway Safety.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Moore, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Maloney, Millman, Phillips—3.

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

And was ordered returned to the Senate.

Mr. Willits moved that the House adjourn until Thursday, February 11, 1943, 11:30 o'clock A. M.

Motion prevailed.

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«TWENTY-FIFTH LEGISLATIVE DAY»

Dover, Delaware, February 11, 1943, 12:05 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Hicks, Hurd, Husbands, ohnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker —33.

Members Absent— Frasher, Maloney—2.

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

Motion prevailed.

No communications.

No reports from Standing Committees.

Mr. Scott extended an invitation to the members to bring their friends to the meeting on Friday at 2:30 P. M.

The Chair presented Senate Bill No. 85, entitled:

An Act changing the Name of the Mothers' Pension Commission.

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

Mr. Willits moved that the House recess until 2:00 o'clock P. M.

Motion prevailed.

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

House met at expiration of recess.

Mr. Willits, on behalf of the Committee on Miscellaneous, to whom had been referred Senate Bill No. 85, entitled:

An Act changing the Name of the Mothers' Pension Commission.

Reported the same back to the House favorably.

W. ROY WILLITS
SAMUEL B. BIRD
H. D. COOK
W. J. ROSE
B. F. JOHNSON

On motion of Mr. Bird, Senate Bill No. 8, entitled:

An Act to provide for the Sale of .94 Units Common Stock and Five (5) Shares of the Common Stock of the Granite City Pig Iron Company, owned by the State of Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore, Phillips—4.

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

And was ordered returned to the Senate.

On motion of Mr. Reynolds, Senate Bill No. 13, entitled:

An Act to amend Chapter 8 of the Revised Code of Delaware, 1935, by providing for an Acting Adjutant General.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

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

And was ordered returned to the Senate.

On motion of Mr. Reynolds, Senate Bill No. 15, entitled:

An Act to amend Chapter 81, Volume 43, Laws of Delaware, entitled: "An Act to provide for the Creation, Maintenance, Discipline, Legislation and Use of the Delaware State Guard," by changing the Term of Enlistment in the Delaware State Guard.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

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

And was ordered returned to the Senate.

On motion of Mr. Reynolds, Senate Bill No. 25, entitled:

An Act to amend 306 Section 51 of Chapter 8 of the Revised Code of Delaware 1935 by providing for the Awarding of Medals to Persons serving in the Military or Naval Forces of the United States of America or the State of Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

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

And was ordered returned to the Senate.

Mr. Schweitzer moved that Senate Bill No. 23, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures by giving the Power of Arrest to the Regulators of Weights and Measure, and making Misrepresentations as to Quantity in Containers a Misdemeanor and increasing the Penalty for Second Offenses.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

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

And was ordered returned to the Senate.

On motion of Mr. Phillips, Senate Bill No. 58, entitled:

An Act to amend Chapter 104 of Volume 40 of the Laws of Delaware relating to the Public Archives Commission.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

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

And was ordered returned to the Senate.

On motion of Mr. Scott, House Joint Resolution No. 2, entitled:

Relating to a National Cemetery in Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Pleasanton, House Bill No. 46, entitled:

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

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Barcus, House Substitute for House Bill No. 11, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—23.

NAYS—Messrs. Bailey, Easom, Hurd, Johnson, Lemon, Manlove, Quigley, Rose, West—9.

ABSENT—Messrs. Frasher, Maloney, Moore—3.

So the question was decided in the negative and the bill not having received the required constitutional majority, was lost.

On motion for leave, Mr. Barcus introduce House Resolution No. 38, entitled:

HOUSE RESOLUTION NO. 38

Relating to Part Payment of Compensation of Attaches and Employees of the House of Representatives.

BE IT RESOLVED, That the Treasurer of the State of Delaware is hereby authorized and directed to pay from the General Fund of the State Treasury upon the order of the Speaker of the House of Representatives, the sum of Fifty Dollars (\$50.00) to the attaches and employees of the House of Representatives as a part payment and compensation to said

attaches and employees of the House of Representatives who have been appointed by motion duly carried, or by resolution of that body and which are expenses connected with this Session and which payment hereby authorized shall be in addition to any payment heretofore authorized by any resolution heretofore adopted by this House.

AND BE IT FURTHER RESOLVED that the Treasurer of the State of Delaware shall first deduct from the payment hereby authorized, any sum or sums which may be due to the United States of America by reason of the "Victory Tax," or any other law of the United States of America, and also any sum or sums which may be due to the State of Delaware by reason of the "War Emergency Tax."

Which was read and on motion of Mr. Barcus that House Resolution No. 38 be adopted.

Motion prevailed.

On motion for leave, Mr. Willits introduced House Resolution No. 39, entitled:

HOUSE RESOLUTION NO. 39

Authorizing the State Librarian to supply Revised Code of Delaware, 1935, and Volume 41 to 44 inclusive Laws of Delaware to Members of the House of Representatives and certain Officers thereof.

BE IT RESOLVED, by the House of Representatives, That the State Librarian be and he is hereby instructed to furnish the Speaker of the House, each Member of the House, the Chief Clerk of the House and the Attorneys of the House respectively, one copy of the Revised Code of Delaware, 1935, and one copy each of Volume 41, 42, 43, Laws of Delaware, and Volume 44, Laws of Delaware, when the same is compiled and published.

Which was read and on motion of Mr. Willits that House Resolution No. 39 be adopted.

Motion prevailed.

Mr. Willits moved that the House adjourn until February 12, 1943, 11:30 o'clock A. M.

Motion prevailed.

•TWENTY-SIXTH LEGISLATIVE DAY•

Dover, Delaware, February 12, 1943, 12:15 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

Members Absent—Frasher, Maloney.

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

Motion prevailed.

COMMUNICATIONS

Mr. Keenan presented 391 letters pertaining to Federation of the World, which were ordered filed.

One letter urging the House not to vote on House Joint Resolution No. 3.

One letter urging the House to vote on House Joint Resolution No. 3, from the Wilmington New Century Club.

One letter pertaining to School Teachers Pensions.

There were no reports from the Standing Committees.

No report from Special Committees.

Mr. Cook, on behalf of the Committee on Education, to whom had been referred House Bill No. 125, entitled:

An Act providing for the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts.

Reported the same back to the House favorably.

H. D. COOK
EDWARD L. PLEASANTON
ALBERT B. HUSBANDS
R. MARIS PYOTT
C. A. HURD

On motion of Mr. Willits, Senate Bill No. 85, entitled:

An Act changing the Name of the Mothers' Pension Commission.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husband, Johnson, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Frasher, Keenan, Maloney.

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

And was ordered returned to the Senate.

Mr. Speaker moved that the House recess for five minutes.

Motion prevailed.

Same Day, Later

House met at expiration of recess.

The privilege of the floor was given to Rev. E. Kellogg, who talked for 15 minutes on "World Federation."

Mr. Willits moved that the House recess until 2:20 o'clock P. M.

Motion prevailed.

Same Day, 2:20 o'clock P. M.

House met at expiration of recess.

At 2:20 o'clock P. M. the House went over to the Senate to hear the Lincoln Day program and came back at 4:00 o'clock P. M.

JOINT SESSION

Mr. Willits moved that the House prepare to go to the Senate for Joint Session.

Motion prevailed.

Mr. Yerkes moved that the President of the Senate be the Presiding Officer of the Joint Session.

Motion prevailed.

Mr. Yerkes moved that the Secretary of the Senate and the Chief Clerk of the House act as Secretaries of the Joint Session.

Motion prevailed.

Mr. Yerkes moved that a Committee of two from the Senate and two from the House escort His Excellency, the Governor, to the Joint Session.

Motion prevailed.

The Sergeant-at-Arms announced the arrival of the Governor and the Secretary of State.

President MacCollum then introduced the following persons: Professor Simpson, Mr. Harley Hastings, Professor Wilhelm Sykes, Dr. Howard Gray, and the members of the Caesar Rodney Band.

The National Anthem was played by the Caesar Rodney Band.

The choir sang "An Ode to the Emancipation," Lincoln's Gettysburg Address, 1863.

Second Part of Program

Work Song—Negro Folk Song—Hallelujah, and Swing Low Sweet Chariot.

Caesar Rodney Band played "Over There" and "American Patrol."

Third Part of Program

Rev. Joseph Settle of the Georgetown Episcopal Church, delivered a learned address on the Life of Lincoln as a Man.

Mr. Yerkes moved that the Secretaries of the Joint Session compare their Journals.

Motion prevailed.

The Secretary of the Senate announced that the Journals had been compared and found to agree.

Mr. Yerkes moved that the Joint Session do now separate.

Motion prevailed.

Same Day, 4:00 o'clock P. M.

House reconvened in regular session.

Mr. Willits moved that the House adjourn until Monday, February 15, 1943, 12:00 o'clock noon.

Motion prevailed.

«TWENTY-SEVENTH LEGISLATIVE DAY»

Dover, Delaware, February 15, 1943, 12:30 o'clock P. M.

House met pursuant to adjournment.

Prayer by the chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Swain, West, Willits, Mr. Speaker—30.

Members Absent—Frasher, Maloney, Moore, Scott, Uhler—5.

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

Motion prevailed.

There were no reports from either Special or Standing Committees.

Mr. Willits moved that the House recess until 2:00 o'clock P. M.

Motion prevailed.

Same Day, 2:50 o'clock P. M.

House met at expiration of recess.

On motion for leave, Mr. Bird introduced House Resolution No. 40, entitled:

HOUSE RESOLUTION NO. 40

In respect to the Payment for Certain Supplies.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of expenses for supplies connected with the present session, viz:

Matthew Brothers \$94.50

Which was read and on motion of Mr. Bird that action be deferred.

Motion prevailed.

Mr. Lemon, in a few well chosen words, presented a beautiful bouquet of flowers to Hon. James R. Quigley, a member of the House, as a birthday gift.

Mr. Willits moved that the House adjourn until Tuesday, February 16, 1943, 12:00 o'clock noon.

Motion prevailed.

«*TWENTY-EIGHTH LEGISLATIVE DAY*»

Dover, Delaware, February 16, 1943, 12:50 o'clock P. M.

House met pursuant to adjournment.

Prayer by the chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

Members Absent—Clark, Leasure, Maloney—3.

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

Motion prevailed.

COMMUNICATIONS

One letter concerning the 15% increase in School Teachers Salaries.

One letter from the Weigle family thanking the House for their sympathy.

The Speaker announced he is about to sign:

Senate Bill No. 8.
Senate Bill No. 9.
Senate Bill No. 13.
Senate Bill No. 15.
Senate Bill No. 23.
Senate Bill No. 25.
Senate Bill No. 29.
Senate Bill No. 58.
Senate Bill No. 85.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Concurrent Resolution No. 7, entitled:

Inviting the Boys' State to be the Guests of the One Hundred and Ninth General Assembly.

And presented the same to the House.

Mr. Cook, on behalf of the Committee on Education, to whom had been referred House Bill No. 77, entitled:

An Act to provide for certain Transfers of Appropriations to Boards of School Trustees.

Reported the same back to the House favorably.

H. D. COOK
EDWARD L. PLEASANTON
ALBERT B. HUSBANDS
C. A. HURD
R. MARIS PYOTT

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

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, relative to General Elections by dividing the Fourth Representative District of Sussex County into the First Election District of the Fourth Representative District and the Second Election District of the Fourth Representative District and defining the Boundaries thereof.

Reported the same back to the House favorably.

M. T. UHLER
H. H. LEASURE
THOS. E. MOORE
R. S. KEENAN
MARION FRASHER

Mr. Pleasanton, on behalf of the Committee on Agriculture, to whom had been referred Senate Bill No. 12, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, relating to Landlord and Tenant to remove Top Fodder.

Reported the same back to the House favorably.

EDWARD L. PLEASANTON
JAMES C. REYNOLDS, JR.
GEO. A. SWAIN
M. T. UHLER
W. J. ROSE

Mr. Keenan, on behalf of the Committee on Municipal Corporations, to whom had been referred Senate Bill No. 20, entitled:

An Act to amend Chapter 162, Volume 37, Laws of Delaware, entitled "An Act changing the name of 'The Town of Milford' to 'The City of Milford' and establishing a Charter therefor" and relating to the Fiscal Year.

Reported the same back to the House favorably.

RALPH S. KEENAN
B. F. JOHNSON
JAMES QUIGLEY
EDWARD MILLMAN
RAYMOND B. PHILLIPS

Mr. Cook, on behalf of the Committee on Education, to whom had been referred House Bill No. 115, entitled:

An Act to amend 2636, Section 14, of the Revised Code of Delaware, 1935, pertaining to the Closing of Schools of Low Enrollment.

Reported the same back to the House favorably.

H. D. COOK
EDWARD L. PLEASANTON
ALBERT B. HUSBANDS
C. A. HURD
R. MARIS PYOTT

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:55 o'clock P. M.

House met at expiration of recess.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 38, entitled:

An Act to protect the Health and Safety of the Civilian Population during the War Emergency Period.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 80, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 83 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware 1935 in relation to the Dredging for Oysters from Natural Oyster Beds.

And presented the same to the House.

Mr. Barcus, on behalf of the Committee on Rules, to whom had been referred Senate Joint Resolution No. 1, entitled:

Appointing a Bill Clerk for the Senate and a Bill Clerk for the House of Representatives.

Reported the same back to the House favorably.

WILLARD E. BARCUS
ROLAND F. SCOTT
EDWARD L. PLEASANTON
HOWARD F. SCHWEITZER

On motion of Mr. Phillips, Senate Bill No. 14, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to Levy Courts by increasing the Appropriations to each regularly organized and Motorized Fire Company in Sussex County.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Clark, Leasure, Maloney—3.

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

And was ordered returned to the Senate.

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

An Act to authorize and direct the Treasurer of the State of Delaware to invest in Interest Bearing Securities the Sum of Ninety-four Thousand Dollars (\$94,000.00) belonging to the State School Fund and now in the General Fund of the State.

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

Mr. Bailey moved that House Bill No. 114 be laid on the table.

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

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

YEAS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Manlove, Quigley, Rose, West—10.

NAYS — Messrs. Barcus, Bird, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., McIlvaine, McVey, Millman, Moore, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Uhler, Willits, Mr. Speaker—20.

NOT VOTING—Messrs. Leasure, Phillips, Swain—3.

ABSENT—Messrs. Clark, Maloney—2.

So the question was decided in the negative and the motion not having received the required constitutional majority, was lost.

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

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

YEAS — Messrs. Barcus, Bird, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Moore, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Uhler, Willits, Mr. Speaker—21.

NAYS—Messrs. Frasher, Manlove, Quigley—3.

NOT VOTING—Messrs. Bailey, Easom, Hurd, Johnson, Lemon, Phillips, Rose, Swain, West—9.

ABSENT—Messrs. Clark, Maloney—2.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Swain, House Bill No. 125, entitled:

An Act providing for the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Clark, Maloney—2.

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

And was ordered to the Senate for concurrence.

Mr. Bird moved that House Resolution No. 40, on which action had been deferred, be adopted.

Motion prevailed.

Mr. Bird, on motion for leave, introduced House Resolution No. 41, entitled:

HOUSE RESOLUTION NO. 41

In respect to the Payment for Certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

The State Sentinel \$1,232.21

Which was read, and on motion of Mr. Bird that action on House Resolution No. 41 be deferred.

Motion prevailed.

Mr. Bird, on motion for leave, introduced House Resolution No. 42, entitled:

HOUSE RESOLUTION NO. 42

In respect to the Payment for Certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

The Dover Index \$12.50

Which was read, and on motion of Mr. Bird that action on House Resolution No. 42 be deferred.

Motion prevailed.

Mr. Willits moved that the House adjourn until Wednesday, February 17, 1943, 12:00 o'clock noon.

Motion prevailed.

«*TWENTY-NINTH LEGISLATIVE DAY*»

Dover, Delaware, February 17, 1943, 12:30 o'clock P. M.

House met pursuant to adjournment.

Prayer by the chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

Members Absent—Clark, Maloney—2.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

COMMUNICATIONS

There were many letters relating to the fifteen per cent increase in School Teachers Salaries.

There were no reports from Special Committees.

The Speaker named the following Committee for the visitations to the State Institutions: Messrs. Cook, Swain, Pleasanton, Leasure, Phillips, Hicks, Lemon, Bailey and M. W. Johnson, Jr.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 41, entitled:

An Act to amend 930. Section 18 of Chapter 27 of the Revised Code of Delaware, 1935, in reference to the Definition of the Practice of Medicine or Surgery and Exceptions.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 76, entitled:

An Act to amend Article 1 of Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by permitting the Sale of Bull Frogs.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 57, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, as amended, relating to Income Tax.

And returned the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 99, entitled:

An Act to amend Chapter 55 of the Revised Code of Delaware, 1935, relating to Roads and Bridges, by providing for the Notice required in Proceedings to Vacate Public Roads and Bridges.

And returned the same to the House.

On motion of Mr. H. H. Lawson, House Substitute for House Bill No. 40, entitled:

An Act authorizing and directing the State Board of Education to provide Transportation for Children attending Public Schools in any Consolidated School District and residing without the Corporate Limits of a Town or City and at a distance of One-Half Mile or more from the Public School; and to provide Transportation to and from School for children living within the Corporate Limits of any Town or City, who are compelled to attend a Public School situated within or less than One-Half Mile from the Corporate Limits of any other Town or City.

Mr. H. H. Lawson moved that the substitute be adopted.

Motion prevailed.

Which was taken up for consideration and read in order to pass the House.

On the question, "Shall the Substitute Bill pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Clark, Maloney, Moore—3.

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

And was ordered to the Senate for concurrence.

The Speaker announced he is about to sign:

House Bill No. 57.

House Bill No. 99.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 81, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

And presented the same to the House.

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:55 o'clock P. M.

House met at expiration of recess.

The Chair presented Senate Substitute for Senate Bill No. 38, entitled:

An Act to protect the Health and Safety of the Civilian Population during the War Emergency Period.

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

The Chair presented Senate Bill No. 80, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

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

The Chair presented Senate Bill No. 81 with Senate Amendments Nos. 1 and 2, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

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

The Chair presented Senate Bill No. 83 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware 1935 in relation to the Dredging for Oysters from Natural Oyster Beds.

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

Mr. Willits moved that the House recess for 15 minutes.

Motion prevailed.

Same Day, 3:45 o'clock P. M.

House met at expiration of recess.

The Chair presented Senate Concurrent Resolution No. 7, entitled:

Inviting the Boys' State to be the Guests of the One Hundred and Ninth General Assembly.

Which was read and on motion of Mr. Keenan, duly seconded, that Senate Concurrent Resolution No. 7 be adopted.

Motion prevailed.

And was ordered returned to the Senate.

The Chair appointed Mr. Barcus, Mr. Keenan, Mr. Bailey and Mr. Lemon on the committee in pursuance to Senate Concurrent Resolution No. 7.

Mr. Frasher, on motion for leave, introduced House Substitute for House Bill No. 188, entitled:

An Act to appropriate to the Board of Game and Fish Commissioners of the State of Delaware a sum of money and to provide for the encouragement of the destruction of Skunks.

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

Mr. Hurd, on motion for leave, introduced House Substitute for House Bill No. 204, entitled:

An Act to increase the Salary of Bailiffs in Kent County.

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

Mr. Lemon, on motion for leave, introduced House Substitute for House Bill No. 253, entitled:

An Act to appropriate certain moneys to the State Board of Education for Americanization and Adult Education for the Fiscal Years beginning July 1, 1943 and ending June 30, 1943.

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

Mr. Keenan, on motion for leave, introduced House Substitute for House Bill No. 210, entitled:

An Act regulating the Showing and Exhibition of Sunday Movies and Theatricals.

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

Mr. Lemon, on motion for leave, introduced House Substitute for House Bill No. 233, entitled:

An Act to regulate the Barber Industry in Cities and Towns having a population in excess of Five Thousand Persons and for that purpose to further enlarge the present Powers of the Board of Examiners of Barbers; defining its additional jurisdiction, powers and duties; and providing penalties for the violation of this Act.

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

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred House Bill No. 76, entitled:

An Act to provide for protecting the Beach or Strand opposite and near the Town of Slaughter Beach, in Sussex County, Delaware, from Erosion.

Reported the same back to the House favorably.

H. H. LAWSON
R. S. KEENAN
HOWARD F. SCHWEITZER
FRED S. BAILEY

Mr. Keenan, on behalf of the Committee on Municipal Corporations, to whom had been referred House Bill No. 133, entitled:

An Act to amend Chapter 568, Volume 17, Laws of Delaware entitled "An Act to Incorporate the Town of Magnolia by changing the Time and Date of Whole Annual Election."

Reported the same back to the House favorably.

RALPH S. KEENAN
EDWARD MILLMAN
B. F. JOHNSON
RAYMOND B. PHILLIPS
JAMES R. QUIGLEY

Mr. Clark, on behalf of the Committee on Appropriations, to whom had been referred Senate Bill No. 33, 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.

Reported the same back to the House favorably.

G. R. CLARK
R. MARIS PYOTT
BENJAMIN E. HICKS
FRANCIS Q. LEMON
EDWARD MILLMAN

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred House Bill No. 56, entitled:

An Act to amend Chapter 165, Revised Code of Delaware, 1935, relating to Motor Vehicles by changing the authorized length of Motor Vehicles.

Reported the same back to the House favorably.

H. H. LAWSON
R. S. KEENAN
FRED S. BAILEY
HOWARD F. SCHWEITZER

Mr. Schweitzer, on behalf of the Committee on Judiciary and Crime, to whom had been referred House Bill No. 98, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, by repealing 4412 Sec. 46 thereof as amended by Chapter 226, Volume 43, Laws of Delaware, and 4413 Sec. 47 of said Chapter of said Revised Code, and to provide for Court Reporters, Office Stenographers, and for the Payment of Expenses of the Court of Chancery for the State of Delaware.

Reported the same back to the House favorably.

HOWARD F. SCHWEITZER
H. H. LEASURE
ALBERT B. HUSBANDS
M. W. JOHNSON, JR.
C. LINDEN McILVAINE

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred House Bill No. 55, entitled:

An Act to amend Chapter 165, Revised Code of Delaware, 1935, relating to Motor Vehicles by increasing the permissible actual weight of said Motor Vehicles.

Reported the same back to the House favorably.

H. H. LAWSON
R. S. KEENAN
FRED S. BAILEY
HOWARD F. SCHWEITZER

On motion of Mr. M. W. Johnson, Jr., House Bill No. 138, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, relative to General Elections by dividing the Fourth Representative District of Sussex County into the First Election District of the Fourth Representative District and the Second Election District of the Fourth Representative District and defining the Boundaries thereof.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Clark, Maloney, Moore—3.

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

And was ordered to the Senate for concurrence.

Mr. Bailey moved that the House adopt and use the rules that were adopted for 1943, January 5, and not the ones that were made in 1941.

Motion prevailed.

Mr. Bird moved that House Resolutions Nos. 41 and 42, on which action had been deferred on February 16, 1943, be adopted.

Motion prevailed.

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

House Bill No. 57, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, as amended, relating to Income Tax.

House Bill No. 99, entitled:

An Act to amend Chapter 55 of the Revised Code of Delaware, 1935, relating to Roads and Bridges, by providing for the Notice required in Proceedings to Vacate Public Roads and Bridges.

The Speaker announced he is about to sign:

Senate Bill No. 14.

Mr. Speaker moved that the House recess for five minutes.

Motion prevailed.

Same Day, 4:45 o'clock P. M.

House met at expiration of recess.

Mr. Scott made a motion that rules be suspended.

Motion was withdrawn.

Mr. Willits moved that the House adjourn until Thursday, February 18, 1943, 11:30 o'clock A. M.

Motion prevailed.

THIRTIETH LEGISLATIVE DAY

Dover, Delaware, February 18, 1943, 12:48 o'clock P. M.

House met pursuant to adjournment.

Prayer by the chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

Member Absent—Maloney—1.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

There were no communications.

No report from Special Committees.

Mr. C. Burton Sypherd, Manager of the Diamond State Telephone Company for lower Delaware, introduced Mr. Bennett Cunningham of the Telephone Company, who gave a lecture concerning the civilian defense of Delaware.

Mr. Bailey made a motion, duly seconded by Mr. Rose, asking for a rising vote of thanks for the splendid and most gracious display, which was presented by the Diamond State Telephone Company.

Motion prevailed.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Joint Resolution No. 2, entitled:

Relating to a National Cemetery in Delaware.

And returned the same to the House.

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 3:05 o'clock P. M.

House met at expiration of recess.

On motion of Mr. Barcus, Senate Joint Resolution No. 1, entitled:

Appointing a Bill Clerk for the Senate and a Bill Clerk for the House of Representatives.

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

On the question, "Shall Senate Joint Resolution No. 1, pass the House?"

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

YEAS — Messrs. Bailey, Barcus, Bird, Clark, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Cook, Keenan, Maloney, Moore—4.

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

And was ordered returned to the Senate.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 5 with Senate Amendments Nos. 1 and 2, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258 of the Laws of Delaware, 1937, as amended, by changing the definition of "Employment Office;" by changing the definition of "Weekly Benefit Amount;" by changing the Duration of Benefits; by providing for a new Basis of Payments to Individuals who have been in the Military Service; by changing the Provisions relating to Disqualification for Benefits; by changing the Requirement for Eligibility for Benefits; by prescribing Special Conditions under which an Employer may receive a Reduced Contribution Rate; by changing the Definition of "State Experience Factor;" by Limiting the Maximum Contribution Rate to Three Percentum; by providing for a Rehiring Credit on Benefit Wages charged to Employers under certain conditions; by providing for Successorship to Adjusted Contribution Rates under certain conditions; by changing the Period of Time to be covered by the Regular Report to the Governor; and by certain changes in the provisions relating to Seasonal Employment.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 24, entitled:

An Act establishing a State Building and Grounds Commission and defining its Duties.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 66, entitled:

An Act to amend Chapter 90, Article 3, of the Revised Code of Delaware, 1935, relating to Child Labor; by changing the Hours of Employment in certain cases.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 73, entitled:

An Act to amend 3592 Section 2 of Chapter 90 of the Revised Code of Delaware 1935 regulating the Hours of Labor of Female Employees.

And presented the same to the House.

Mr. Moore, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred House Bill No. 59, entitled:

An Act regulating the Catching and Taking of Oysters from Broadkill River and its Tributaries by Regulating the Size and Amount of Oysters taken, and Fixing a Tax on the Amount Caught.

Reported the same back to the House favorably.

THOMAS E. MOORE
GEO. A. SWAIN
F. A. LAWSON
ROLAND F. SCOTT
H. E. MANLOVE

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 78, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware as amended, relating to Fees of Public Officers by increasing the Fee payable to the Register of Wills of New Castle County for Filing Inventory.

And returned the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 91, entitled:

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

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 92, entitled:

An Act to amend Chapter 46 of the Revised Code of Delaware, 1935, as amended by Chapter 115, Volume 43, Laws of Delaware, entitled "County Comptrollers" in relation to the Deputy Comptroller of Sussex County.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 95, entitled:

An Act to authorize and direct the State Treasurer to transfer to the Current Fund of the Lord Baltimore School District No. 28, a certain sum of money appearing in the State Treasury as the Debt Service Account to the credit of said School District No. 28.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 97, entitled:

An Act regulating the Milk Fat Content of Ice Cream and Ice Cream Mixtures and Compounds.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 98, entitled:

An Act to amend Chapter 44 of the Revised Code of Delaware, 1935, entitled "Valuation and Assessment of Property" relating to Clerks and Clerical Help in the Board of Assessment of Sussex County.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 108, 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 Salary of Deputy and Clerical Assistance.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 129, entitled:

An Act to Limit the Liability of Newspapers for Libel.
And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 130, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Seven Thousand Ninety-Two Dollars and Fifty-Four Cents (\$7,092.54) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds Second Series, 1941," to the credit of said County.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 131, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Eight Thousand Seven Hundred Eight Dollars and Sixty-Three Cents (\$8,708.63) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds, 1941" to the credit of said County.

And presented the same to the House.

The Chair presented Senate Substitute for Senate Bill No. 5 with Senate Amendments Nos. 1 and 2, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258 of the Laws of Delaware, 1937, as amended, by changing the definition of "Employment Office;" by changing the definition of "Weekly Benefit Amount;" by changing the Duration of Benefits; by providing for a new Basis of Payments to Individuals who have been in the Military Service; by changing the Provisions relating to Disqualification for Benefits; by changing the Requirement for Eligibility for Benefits; by prescribing Special Conditions under which an Employer may receive a Reduced Contribution Rate; by changing the Definition of "State Experience Factor;" by Limiting the Maximum Contribution Rate to Three Percentum; by providing for a Rehiring Credit on Benefit Wages charged to Employers under certain conditions; by providing for Successorship to Adjusted Contribution Rates under certain conditions; by changing the Period of Time to be covered by the Regular Report to the Governor; and by certain changes in the provisions relating to Seasonal Employment.

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

The Chair presented Senate Substitute for Senate Bill No. 24, entitled:

An Act establishing a State Building and Grounds Commission and defining its Duties.

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

The Chair presented Senate Bill No. 66, entitled :

An Act to amend Chapter 90, Article 3, of the Revised Code of Delaware, 1935, relating to Child Labor; by changing the Hours of Employment in certain cases.

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

The Chair presented Senate Bill No. 73, entitled :

An Act to amend 3592 Section 2 of Chapter 90 of the Revised Code of Delaware 1935 regulating the Hours of Labor of Female Employees.

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

The Chair presented Senate Bill No. 76, entitled :

An Act to amend Article 1 of Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by permitting the Sale of Bull Frogs.

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 Senate Bill No. 91, entitled :

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

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

The Chair presented Senate Bill No. 92, entitled :

An Act to amend Chapter 46 of the Revised Code of Delaware, 1935, as amended by Chapter 115, Volume 43, Laws of Delaware, entitled "County Comptrollers" in relation to the Deputy Comptroller of Sussex County.

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

The Chair presented Senate Substitute for Senate Bill No. 95, entitled:

An Act to authorize and direct the State Treasurer to transfer to the Current Fund of the Lord Baltimore School District No. 28, a certain sum of money appearing in the State Treasury as the Debt Service Account to the credit of said School District No. 28.

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

The Chair presented Senate Substitute for Senate Bill No. 97, entitled:

An Act regulating the Milk Fat Content of Ice Cream and Ice Cream Mixtures and Compounds.

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

The Chair presented Senate Substitute for Senate Bill No. 98, entitled:

An Act to amend Chapter 44 of the Revised Code of Delaware, 1935, entitled "Valuation and Assessment of Property" relating to Clerks and Clerical Help in the Board of Assessment of Sussex County.

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

The Chair presented Senate Substitute for Senate Bill No. 108, 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 Salary of Deputy and Clerical Assistance.

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

The Chair presented Senate Substitute for Senate Bill No. 129, entitled:

An Act to Limit the Liability of Newspapers for Libel.

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

The Chair presented Senate Substitute for Senate Bill No. 130, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Seven Thousand Ninety-Two Dollars and Fifty-Four Cents (\$7,092.54) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds Second Series, 1941," to the credit of said County.

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

The Chair presented Senate Substitute for Senate Bill No. 131, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Eight Thousand Seven Hundred Eight Dollars and Sixty-Three Cents (\$8,708.63) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds, 1941" to the credit of said County.

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

The Speaker announced he is about to sign:

House Bill No. 78.

House Joint Resolution No. 2.

Senate Concurrent Resolution No. 7.

Mr. Willits asked that House Bill No. 154 be stricken from the calendar.

So ordered.

Mr. F. A. Lawson, on behalf of the Committee on Public Health, to whom had been referred Senate Bill No. 38, entitled:

An Act to protect the Health and Safety of the Civilian Population during the War Emergency Period.

Reported the same back to the House favorably.

F. A. LAWSON
W. E. BARCUS
W. ROY WILLITS
H. H. LAWSON
EDWARD S. WEST

Mr. Scott, on behalf of the Committee on Federal Relations, to whom had been referred Senate Bill No. 80, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

Reported the same back to the House favorably.

ROLAND F. SCOTT
EDWARD L. PLEASANTON
F. A. LAWSON
FRED S. BAILEY

Mr. Scott, on behalf of the Committee on Federal Relations, to whom had been referred Senate Bill No. 81 with Senate Amendments Nos. 1 and 2, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

Reported the same back to the House favorably.

ROLAND F. SCOTT
EDWARD L. PLEASANTON
F. A. LAWSON
FRED S. BAILEY

On motion for leave, Mr. Barcus introduced House Resolution No. 43, entitled:

HOUSE RESOLUTION NO. 43

Relating to Part Payment of Compensation of Attaches and Employees of the House of Representatives.

BE IT RESOLVED, That the Treasurer of the State of Delaware is hereby authorized and directed to pay from the General Fund of the State Treasury upon the order of the Speaker of the House of Representatives, the sum of Fifty Dollars (\$50.00) to the attaches and employees of the House of Representatives as a part payment and compensation to said attaches and employees of the House of Representatives who have been appointed by motion duly carried, or by resolution of that body and which are expenses connected with this Session and which payment hereby authorized shall be in addition to any payment heretofore authorized by any resolution heretofore adopted by this House.

AND BE IT FURTHER RESOLVED, That the Treasurer of the State of Delaware shall first deduct from the payment hereby authorized, any sum or sums which may be due to the United States of America by reason of the "Victory Tax," or any other law of the United States of America, and also any sum or sums which may be due to the State of Delaware by reason of the "War Emergency Tax."

Mr. Barcus moved that House Resolution No. 43 be adopted.

Motion prevailed.

On motion for leave, Mr. Easom introduced House Resolution No. 44, entitled:

HOUSE RESOLUTION NO. 44

Requesting certain Data concerning Salaries of Public School Teachers.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly of the State of Delaware:

That the treasurer of each school district or special school district included in the free public school system of the State of Delaware be and he is hereby directed to supply to the House of Representatives a full and complete list of all teachers in-

cluding principals and superintendents employed by the school board of said district, together with the salary of each person employed by said board, as superintendent, principal or teacher.

Mr. Easom requested that House Resolution No. 44 be withdrawn.

Request granted.

Mr. Speaker welcomed as guests the History Class of the Delaware State Colored College.

Mr. Willits moved that the House adjourn until February 19, 1943, 12:00 o'clock noon.

Motion prevailed.

«THIRTY-FIRST LEGISLATIVE DAY»

Dover, Delaware, February 19, 1943 12:10 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

Member Absent—Mr. Maloney—1.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

COMMUNICATIONS

There were many letters concerning House Bill No. 47.

Three letters pertaining to peas and beans.

One letter pertaining to World Federation.

Mr. Keenan asked that Mr. Echelberry be given the floor for 15 minutes, Monday, February 22, 1943.

The request was granted.

No reports from Special Committees.

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 173, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware in relation to Fees to be charged for Services rendered by the Recorder of Deeds of New Castle County.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
W. A. EASOM
GEO. A. SWAIN
H. D. COOK
R. S. KEENAN

Mr. Pleasanton, on behalf of the Committee on Agriculture, to whom had been referred House Bill No. 54, entitled:

An Act to provide for the Creation of Soil Conservation Districts which shall engage in saving the productive power of Delaware farm land by maintaining or improving the fertility of the soil, including farm drainage and the prevention or control of soil erosion; to define the powers and duties of Soil Conservation Districts, and to provide for the Exercise of such Powers and Duties, including the Authority to Accept Money or other Aid from any Agency of the United States or of the State of Delaware; to establish the State Soil Conservation Commission as the Administrative Head of all Soil Conservation Districts hereafter to be established under the Provisions of this Act, and to define the Powers and Duties of this Commission.

Reported the same back to the House favorably.

EDWARD L. PLEASANTON
GEO. A. SWAIN
M. T. UHLER
JAMES C. REYNOLDS, JR.
W. J. ROSE

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

House Joint Resolution No. 2, entitled:

Relating to a National Cemetery in Delaware.

House Bill No. 78, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware as amended, relating to Fees of Public Officers by increasing the Fee payable to the Register of Wills of New Castle County for Filing Inventory.

G. R. CLARK

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Concurrent Resolution No. 8, entitled:

In reference to the Joint Session of the Senate and House of Representatives on February 12, 1943.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 34, entitled:

An Act in relation to Investments of Trustees, Guardians and other Fiduciaries and to Property taken over by them, being an amendment to Chapter 117 of the Revised Code of the State Delaware as amended.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 44, entitled:

An Act to amend Article 3 of Chapter 66 of the Revised Code of Delaware, 1935, relative to Banks, Savings Societies and Trust Companies" by providing Restrictions on the Borrowing of Money by Banks on Collateral.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 45, entitled:

An Act to amend Article 9 of Chapter 66 of the Revised Code of Delaware, 1935, relative to Banks, Savings Societies and Trust Companies" pertaining to the Amount of Capital Stock of Trust Companies.

And presented the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 47, entitled:

An Act to amend Article 6 of Chapter 66 of the Revised Code of Delaware, 1935, relative to "Building and Loan Associations," by providing for the Appointment of the State Bank Commissioner as Receiver for Unsound Building and Loan Associations.

And presented the same to the House.

Mr. Bird, on behalf of the Committee on Insurance and Banking, to whom had been referred House Bill No. 80, entitled:

An Act to amend Article 4 of Chapter 66 of the Revised Code of Delaware, 1935, relative to "Banks, Savings Societies and Trust Companies," pertaining to the Assessment and Taxation of Shares of Capital Stock of Banks and Trust Companies having Capital Stock.

Reported the same back to the House favorably.

SAMUEL B. BIRD
C. E. McVEY
B. F. JOHNSON
H. D. COOK
EDWARD S. WEST

Mr. Bird, on behalf of the Committee on Insurance and Banking, to whom had been referred House Bill No. 81, entitled:

An Act to amend Article 4 of Chapter 6 of the Revised Code of Delaware, 1935, relative to "State Revenue," pertaining to the Assessment and Taxation of Shares of Capital Stock of Banks and Trust Companies having Capital Stock.

Reported the same back to the House favorably.

SAMUEL B. BIRD
C. E. McVEY
B. F. JOHNSON
H. D. COOK
EDWARD S. WEST

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 71, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware, 1935, relating to Fees of Public Officers by increasing the Fees of Bailiffs in New Castle County.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
GEO. A. SWAIN
H. D. COOK
W. A. EASOM
R. S. KEENAN

Mr. Moore, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred House Bill No. 91, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relative to Fish, Oysters and Game; by extending the Season for Catching and Killing Muskrats on Embanking Meadow or Marsh in New Castle County to April 1st, 1943.

Reported the same back to the House favorably.

THOMAS E. MOORE
GEO. A. SWAIN
ROLAND F. SCOTT
F. A. LAWSON
H. E. MANLOVE

The Chair presented Senate Bill No. 41, entitled:

An Act to amend 930. Section 18 of Chapter 27 of the Revised Code of Delaware, 1935, in reference to the Definition of the Practice of Medicine or Surgery and Exceptions.

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

On motion of Mr. Scott, Senate Bill No. 80, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

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

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

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

YEAS—Messrs. Barcus, Bird, Clark, Cook, Hicks, Hurd, Husbands, Keenan, Lawson, F. A., Leasure, Lemon, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, Mr. Speaker—25.

NAYS—Messrs. Manlove, Quigley—2.

NOT VOTING—Messrs. Bailey, Easom, Frasher, Johnson, West—5.

ABSENT—Messrs. Lawson, H. H., Maloney, Willits—3.

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

And was ordered returned to the Senate.

On motion of Mr. Scott, Senate Substitute for Senate Bill No. 81, entitled:

An Act to amend An Act entitled "An Act relating to National and State Defense, providing for the Establishment of a State Council of Defense and of Local and District Councils of Defense, and prescribing the Powers and Duties thereof," the same being Chapter 285, Volume 43, Laws of Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Maloney—1.

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

And was ordered returned to the Senate.

Mr. Richards explained, by request of Mr. Scott, this bill.

On motion of Mr. Keenan, Senate Bill No. 20, entitled:

An Act to amend Chapter 162, Volume 37, Laws of Delaware, entitled "An Act changing the name of 'The Town of Milford' to 'The City of Milford' and establishing a Charter therefor" and relating to the Fiscal Year.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Maloney—1.

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

And was ordered returned to the Senate.

On motion of Mr. Willits, Senate Bill No. 59, entitled:

An Act to provide for the Disposition of certain Photographed Records in the State of Delaware and for the use of such Photographs or Copies or Enlargements thereof in Evidence.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Maloney, Moore, Phillips—3.

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

And was ordered returned to the Senate.

Mr. Pleasanton, on motion for leave, presented House Substitute for Senate Bill No. 12, entitled:

An Act to amend Chapter 142 of the revised Code of Delaware, 1935, relating to Landlord and Tenant, by allowing Outgoing Tenant to remove Top Fodder.

Mr. Pleasant moved that the House Substitute for Senate Bill No. 12 be adopted in lieu of the original.

On the question, "Shall the Substitute Bill be adopted?"

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

YEAS—Messrs. Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Lawson, F. A., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Pleasanton, Reynolds, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—25.

NAYS—None.

NOT VOTING—Messrs. Bailey, Frasher, Lawson, H. H., Phillips, Pyott, Rose, Scott—7.

ABSENT—Messrs. Keenan, Maloney, Quigley—3.

So the question was decided in the affirmative and House Substitute for Senate Bill No. 12 having received the required constitutional majority, was adopted in lieu of the original.

On motion of Mr. Pleasanton, House Substitute for Senate Bill No. 12, entitled:

An Act to amend Chapter 142 of the revised Code of Delaware, 1935, relating to Landlord and Tenant, by allowing Out-going Tenant to remove Top Fodder.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Pleasanton, Quigley, Reynolds, Rose, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—31.

NAYS—None.

NOT VOTING—Messrs. Phillips, Pyott, Scott—3.

ABSENT—Mr. Maloney—1.

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

And was ordered to the Senate for concurrence.

On motion for leave, Mr. Willits introduced House Concurrent Resolution No. 3, entitled:

HOUSE CONCURRENT RESOLUTION NO. 3

A Resolution requesting the Senators and Representatives in Congress from Delaware to take action concerning certain Dumping Grounds in the Delaware River and Bay.

WHEREAS certain departments and agents of the Government of the United States of America, have designated certain areas in the Delaware River and Bay as and for dumping grounds, and

WHEREAS said dumping grounds are partly in the main ship channel, and the greater part of said grounds are so located as to constitute a menace to the purity of the waters of the said Delaware River and Bay, and constitute a direct danger to the fishing industry, and also the oyster and clam industry, along and in said Delaware River and Bay, now therefore,

BE IT RESOLVED by the House of Representatives of the State of Delaware in General Assembly met, the Senate concurring therein:

That Honorable James M. Tunnell, Honorable C. Douglas Buck, United States Senators from the State of Delaware, Honorable Earle D. Willey, Representative in Congress from Delaware, be and they are jointly and severally requested to protest the use of the areas in the Delaware River and Bay as dumping grounds for certain waste and refuse from certain cities located along the Delaware River and Bay, and to take such action as is within their power to prevent the use of said grounds for the purposes aforesaid, and

BE IT FURTHER RESOLVED that copies of this Resolution signed by the Clerk of the House, and the Clerk of the Senate be sent to each of the said Senators and the Representative in Congress from Delaware.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs. Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Bailey, Maloney—2.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Keenan, House Bill No. 98, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, by repealing 4412 Sec. 46 thereof as amended by Chapter 226, Volume 43, Laws of Delaware, and 4413 Sec. 47 of said Chapter of said Revised Code, and to provide for Court Reporters, Office Stenographers, and for the Payment of Expenses of the Court of Chancery for the State of Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Maloney, McIlvaine—2.

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

And was ordered to the Senate for concurrence.

The floor was given to Mr. Richards, by request of Mr. Keenan, to explain House Bill No. 98.

House Amendment No. 1 to House Bill No. 42 was introduced by Mr. Cook, who moved the adoption of the amendment.

On the question, "Shall the Amendment pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

NOT VOTING—Mr. Lawson, H. H.—1.

ABSENT—Mr. Maloney—1.

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

On motion of Mr. Cook, House Bill No. 42 with House Amendment No. 1, entitled:

An Act to amend 5689 Section 151 of Chapter 165 of the Revised Code of Delaware, 1935, as amended by Chapter 259, Volume 43, Laws of Delaware, relating to Traction Engines and Tractors.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Maloney, Moore—2.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Schweitzer, House Bill No. 20, entitled:

An Act appropriating money for the Burial of Indigent Soldiers, Sailors and Marines.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Lawson, F. A., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—22.

NAYS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Manlove, Quigley, Rose, West—10.

ABSENT—Messrs. Keenan, Lawson, H. H., Maloney—3.

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

After the vote on House Bill No. 20 had been taken, Mr. Bailey asked that House Bill No. 20 be referred to the Committee on Judiciary and Crime to find out how many votes it takes to pass.

Mr. Willits asked for Mr. Richards to explain House Bill No. 20.

Request was granted.

Mr. Bailey asked that the House vote again.

Mr. Willits moved that the House reconsider and take a vote again.

Motion prevailed.

On motion of Mr. Willits, House Bill No. 20, entitled:

An Act appropriating money for the Burial of Indigent Soldiers, Sailors and Marines.

Having been explained, that there be a second roll call for passage of this bill.

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

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

YEAS—Messrs. Bailey, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Quigley, Reynolds, Rose, Scott, Swain, Uhler, West, Willits, Mr. Speaker—30.

NAYS—None.

NOT VOTING—Barcus, Pyott, Schweitzer—3.

ABSENT—Messrs. Maloney, Moore—2.

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

And was ordered to the Senate for concurrence.

Mr. Easom, on motion for leave, introduced House Substitute for House Bill No. 203, entitled:

An Act appropriating Four Thousand Five Hundred and Forty-Seven Dollars (\$4,547.00) to the State Board of Education to pay for certain additional expenses in connection with the Laurel Special School District.

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

On motion of Mr. Pyott, House Bill No. 270, entitled:

An Act authorizing the State Treasurer to transfer certain balances in the Accounts of former State Treasurer Fagan H. Simonton to the General Fund of the State of Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Maloney—1.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Pyott, House Bill No. 36, entitled:

An Act proposing An Amendment to Section 16, Article 111 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.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—24.

NAYS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Manlove, Quigley, Rose, West—10.

ABSENT—Mr. Maloney—1.

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

And was ordered to the Senate for concurrence.

Mr. Richards explained, by request of Mr. Pyott, House Bill No. 36.

On motion of Mr. Moore, House Bill No. 133, entitled:

An Act to amend Chapter 568, Volume 17, Laws of Delaware entitled "An Act to Incorporate the Town of Magnolia by changing the Time and Date of Whole Annual Elections.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—26.

NAYS—Messrs. Bailey, Easom, Hurd, Lemon, Manlove, Rose—6.

NOT VOTING—Mr. Frasher—1.

ABSENT—Messrs. Maloney, Quigley—2.

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

And was ordered to the Senate for concurrence.

On motion of Mr. B. F. Johnson, House Substitute for House Bill No. 44, 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.

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

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

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

YEAS—Messrs. Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Bailey, Maloney, Quigley—3.

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

And was ordered to the Senate for concurrence.

Mr. Bird made a few remarks and urged its passage.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 2, entitled:

An Act appropriating money to the Delaware Commission for the Blind for Expenses for each of the two Fiscal Years ending June 30, 1944, and June 30, 1945.

And returned the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 15, entitled:

An Act authorizing the State Treasurer to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the Fiscal Biennium ending June 30, 1945.

And returned the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 16, entitled:

An Act appropriating moneys from the State Treasury for the purpose of paying the Interest on certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties, during the Fiscal Biennium of the State of Delaware ending June 30, 1945.

And returned the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 32 with House Amendments Nos. 1 and 2, entitled:

An Act making appropriations for Increases in the Salaries of Employees of the State for the period beginning April 1, 1943, and ending June 30, 1943 and for the Fiscal Years beginning July 1, 1943 and July 1, 1944, and ending June 30, 1944 and June 30, 1945, respectively.

And returned the same to the House.

Mr. Willits moved that the House adjourn until 12 o'clock noon, February 22, 1943.

Motion prevailed.

THIRTY-SECOND LEGISLATIVE DAY

Dover, Delaware, February 22, 1943, 12:25 o'clock P. M.

House met pursuant to adjournment.

Prayer by the chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—34.

Member Absent—Mr. Scott—1.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair recognized former members of the House, Mr. Holcomb and Mr. Schroeder. Each gave a short talk thanking the Speaker for calling on them.

Mr. Quigley made a remark about the stones in the streets of his home town. This remark referred to what Mr. Holcomb said in his short talk.

COMMUNICATIONS

There were two letters that were opposed to World Federation and 27 letters in favor of World Federation.

There were 11 letters pertaining to House Bill No. 47.

Mr. Rose also presented a hand bill pertaining to House Bill No. 47.

The Speaker announced he is about to sign:

House Bill No. 2.

House Bill No. 15.

House Bill No. 16.

Mr. Keenan asked that the floor be given to Mr. John W. Eckelberg, who spoke against World Federation as proposed in House Joint Resolution No. 3.

Mr. Bailey spoke, congratulating Mr. Swain upon his 37th anniversary of marital happiness.

Mr. Willits, being the only bachelor in the House, presented to Mr. Swain, with a few chosen words, a bouquet of beautiful flowers.

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 3:10 o'clock P. M.

House met at expiration of recess.

The House went to the Senate in a body and returned at 4:15 o'clock P. M.

No reports from Special or Standing Committees.

JOINT SESSION

Mr. Willits moved that the House prepare to go to the Senate for Joint Session.

Motion prevailed.

Mr. Yerkes moved that the President of the Senate and the Speaker of the House preside.

Motion prevailed.

Mr. Yerkes moved that the Secretary of the Senate and the Chief Clerk of the House act as Secretaries of the Joint Session.

Motion prevailed.

Messenger announced that the Governor and Secretary of State were at the door, and the Speaker ordered them admitted.

The President gave a short talk.

Song led by Mrs. Mary Burton, Bill Clerk of the Senate, in which the Assembly joined.

Presentation of a mounted 'Brick,' one of forty-eight taken from Independence Hall, to a great Governor of Delaware, Governor Walter W. Bacon.

Mr. Harry W. Hollowell then addressed the Joint Assembly.

The Officers of Patriotic Service "not to do away with Historic Bricks" turned over to Governor Walter W. Bacon, a mounted "Brick" at 3:35 P. M.

Governor Bacon then accepted the "Mounted Brick" from Independence Hall to be preserved for posterity.

The Glee Club of Nassau, Delaware, (Male Chorus), sang "Rock of Ages."

Address by E. Paul Burkholder, Supervisor of Schools in Delaware, who was introduced, and Governor Bacon was told to "look out for bricks."

Mr. Burkholder gave an historical address on the Life of Washington.

Solo by James Bell, Messenger of the House.

This was followed by a song by the Glee Club, "When the War is Over."

Mr. Yerkes moved that the Secretaries of the Joint Session compare their Journals.

Motion prevailed.

Mr. Yerkes moved that the Joint Session do now separate.

Motion prevailed.

Same Day, 4:15 o'clock P. M.

House met in regular session.

On motion of Mr. F. A. Lawson, Senate Substitute for Senate Bill No. 38, entitled:

An Act to protect the Health and Safety of the Civilian Population during the War Emergency Period.

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

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

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

YEAS — Messrs. Bailey, Barcus, Bird, Clark, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Quigley, Reynolds, Rose, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Cook, Pyott, Scott—3.

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

And was ordered returned to the Senate.

The Speaker announced he is about to sign:

House Bill No. 32 as amended.

Senate Bill No. 80.

Senate Bill No. 20.

Senate Bill No. 59.

Senate Substitute for Senate Bill No. 81.

Senate Joint Resolution No. 1.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 46, entitled:

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

And returned the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 105, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles, in reference to Blinker Lights, and requiring Motor Vehicles to Stop at certain Highways.

And presented the same to the House.

Mr. Bird, on motion for leave, introduced House Resolution No. 45, entitled:

HOUSE RESOLUTION NO. 45

Relative to Payment on Account for Printing.

BE IT RESOLVED by the House of Representatives 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, on account of printing expenses connected with the present session thereof, viz:

The Dover Index \$3.25

Which was read, and on motion of Mr. Bird that action be deferred.

Motion prevailed.

Mr. Bird, on motion for leave, introduced House Resolution No. 46, entitled:

HOUSE RESOLUTION NO. 46

In respect to the Payment for Certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

The State Sentinel \$1,397.24

Which was read, and on motion of Mr. Bird that action be deferred.

Motion prevailed.

Mr. Willits moved that the House adjourn until February 23, 1943, 11:30 o'clock A. M.

Motion prevailed.

«THIRTY-THIRD LEGISLATIVE DAY»

Dover, Delaware, February 23, 1943, 12:10 o'clock P. M.

House met pursuant to adjournment.

Prayer by the chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

COMMUNICATIONS

There were many letters pertaining to House Bill No. 47.

Three letters in favor of House Joint Resolution No. 3.

Three telegrams concerning House Bill No. 47.

Mr. Phillips, on motion for leave, introduced House Substitute for House Bill No. 187, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to Income Tax.

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

Mr. Bird moved that House Resolution No. 45 be adopted.

Motion prevailed.

Mr. Bird moved that House Resolution No. 46 be adopted.

Motion prevailed.

Mr. Phillips moved that House Resolution No. 44 be stricken from the Calendar.

Motion prevailed.

Mr. McVey, on behalf of the Committee on Revenue and Taxation, to whom had been referred Senate Substitute for Senate Bill No. 130, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Seven Thousand Ninety-Two Dollars and Fifty-Four Cents (\$7,092.54) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds, Second Series, 1941," to the credit of said County.

Reported the same back to the House favorably.

C. E. McVEY
C. L. McILVAINE
SAMUEL B. BIRD
R. MARIS PYOTT
M. W. JOHNSON, JR.

Mr. McVey, on behalf of the Committee on Revenue and Taxation, to whom had been referred Senate Substitute for Senate Bill No. 131, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Eight Thousand Seven Hundred Eight Dollars and Sixty-Three Cents (\$8,708.63) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds, 1941" to the credit of said County.

Reported the same back to the House favorably.

C. E. McVEY
C. L. McILVAINE
SAMUEL B. BIRD
R. MARIS PYOTT
M. W. JOHNSON, JR.

The Chair presented Senate Concurrent Resolution No. 8, entitled:

In reference to the Joint Session of the Senate and House of Representatives on February 12, 1943.

On motion of Mr. Phillips, duly seconded, that Senate Concurrent Resolution No. 8 be adopted.

Motion prevailed.

And was ordered returned to the Senate.

The Chair presented Senate Bill No. 34, entitled:

An Act in relation to Investments of Trustees, Guardians and other Fiduciaries and to Property taken over by them, being an amendment to Chapter 117 of the Revised Code of the State Delaware as amended.

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

The Chair presented Senate Bill No. 44, entitled:

An Act to amend Article 3 of Chapter 66 of the Revised Code of Delaware, 1935, relative to Banks, Savings Societies and Trust Companies" by providing Restrictions on the Borrowing of Money by Banks on Collateral.

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

The Chair presented Senate Bill No. 45, entitled:

An Act to amend Article 9 of Chapter 66 of the Revised Code of Delaware, 1935, relative to Banks, Savings Societies and Trust Companies" pertaining to the Amount of Capital Stock of Trust Companies.

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

The Chair presented Senate Bill No. 47, entitled:

An Act to amend Article 6 of Chapter 66 of the Revised Code of Delaware, 1935, relative to "Building and Loan Associations," by providing for the Appointment of the State Bank Commissioner as Receiver for Unsound Building and Loan Associations.

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

The Chair presented Senate Bill No. 105, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles, in reference to Blinker Lights, and requiring Motor Vehicles to Stop at certain Highways.

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

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 92, entitled:

An Act to amend Chapter 46 of the Revised Code of Delaware 1935, as amended by Chapter 115, Volume 43, Laws of Delaware entitled "County Comptroller" in relation to the Deputy Comptroller of Sussex County.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
R. S. KEENAN
H. D. COOK
GEO. A. SWAIN
W. A. EASOM

Mr. Bird, on behalf of the Committee on Labor, to whom had been referred Senate Bill No. 66, entitled:

An Act to amend Chapter 90, Article 3, of the Revised Code of Delaware, 1935, relating to Child Labor; by changing the Hours of Employment in certain cases.

Reported the same back to the House favorably.

SAMUEL B. BIRD
W. ROY WILLITS
G. R. CLARK
B. F. JOHNSON
EDWARD S. WEST

Mr. Clark, on behalf of the Committee on Appropriations, to whom had been referred House Bill No. 137, entitled:

An Act appropriating money to the Public Archives Commission to complete the Kent County Calendar of Probate Records from 1680 A. D. to 1800 A. D.

Reported the same back to the House favorably.

G. R. CLARK
BENJAMIN E. HICKS
R. MARIS PYOTT
EDWARD MILLMAN
FRANCIS Q. LEMON

The Chair moved that the House recess until 3:45 o'clock P. M.

Motion prevailed.

Same Day, 3:45 o'clock P. M.

House met at expiration of recess.

Mr. Uhler, on behalf of the Committee on Elections, to whom had been referred House Bill No. 268, entitled:

An Act to amend Article 1 of Chapter 60, Revised Code of Delaware, 1935, relating to General Elections by the repeal of 1845, Section 36, and by substituting in lieu thereof a new Section to be known as 1845, Section 361.

Reported the same back to the House favorably.

M. T. UHLER
H. H. LEASURE
R. S. KEENAN
THOS. E. MOORE
MARION FRASHER

Mr. Keenan, on behalf of the Committee on Municipal Corporations, to whom had been referred House Bill No. 218, entitled:

An Act to amend Chapter 134, Volume 28, Laws of Delaware, entitled "An Act altering and revising the Charter of the City of New Castle by creating the Office of City Clerk and designating his Duties," as amended by Chapter 30, Volume 31 of the Laws of Delaware, and further amended by Chapter 122, Volume 35 of the Laws of Delaware, be and the same is hereby further amended by Increasing the Limit of the Annual Salary of the City Clerk.

Reported the same back to the House favorably.

R. S. KEENAN
EDWARD MILLMAN
RAYMOND B. PHILLIPS
JAMES R. QUIGLEY
B. F. JOHNSON

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Substitute for Senate Bill No. 5 with Senate Amendments Nos. 1 and 2, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258 of the Laws of Delaware, 1937, as amended by changing the definition of "Employment Office;" by changing the definition of "Weekly Benefit Amount;" by changing the duration of Benefits; by providing for a new basis of payments to individuals who have been in the Military Service; by changing the Requirements for Eligibility for Benefits; by prescribing Special Conditions under which an Employer may receive a Reduced Contribution Rate; by changing the definition of "State Experience Factor;" by Limiting the Maximum Contribution Rate to Three Percentum; by providing for a Rehiring Credit on Benefit Wages charged to Employers under Certain Conditions; by providing for Successorship to Adjusted Contribution Rates under Certain Conditions; by changing the Period of Time to be covered by the Regular Report to the Governor; and by certain Changes in the Provisions relating to Seasonal Employment.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
RALPH S. KEENAN
GEO. A. SWAIN
H. D. COOK
W. A. EASOM

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

House Bill No. 2, entitled:

An Act appropriating money to the Delaware Commission for the Blind for Expenses for each of the two Fiscal Years ending June 30, 1944, and June 30, 1945.

House Bill No. 15, entitled:

An Act authorizing the State Treasurer to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the Fiscal Biennium ending June 30, 1945.

House Bill No. 16, entitled:

An Act appropriating moneys from the State Treasury for the purpose of paying the Interest on certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties, during the Fiscal Biennium of the State of Delaware ending June 30, 1945.

House Bill No. 32 with House Amendments Nos. 1 and 2, entitled:

An Act making appropriations for Increases in the Salaries of Employees of the State for the period beginning April 1, 1943 and ending June 30, 1943 and for the Fiscal Years beginning July 1, 1943 and July 1, 1944 and ending June 30, 1944 and June 30, 1945 respectively.

G. R. CLARK

Mr. Phillips, on motion for leave, introduced House Resolution No. 47, entitled:

HOUSE RESOLUTION NO. 47

Requesting Certain Data concerning Salaries of Public School Teachers.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly of the State of Delaware:

That the executive secretary of the State Board of Education be and he is hereby directed to furnish to the House of Representatives a full and complete list of all teachers, principals and superintendents employed by each and every school board of any

school district or special school district included in the free public school system of the State of Delaware, together with the salary of each teacher, principal and superintendent employed by any of the said boards and if the information and data herein requested is not available among the records of the State Board of Education, that the executive secretary of the State Board of Education obtain from whatever sources necessary the information and data so requested.

Which was read, and on motion of Mr. Phillips that the resolution be adopted.

Motion prevailed.

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 2:55 o'clock P. M.

House met at expiration of recess.

Mr. McIlvaine, on motion for leave, introduced House Substitute for House Bill No. 107, entitled:

An Act to provide a State-wide Retirement System for Teachers in the Public Schools of the State, to provide for its Regulation and define its Membership and the benefits payable thereunder, to provide funds therefor and regulate their investment, to provide for contributions, and to provide for protection against fraud: and to provide for the discontinuance of the Public School Teachers' Retirement Fund, Wilmington, Delaware, and for the transfer of the Assets of said Fund to the Retirement System created by this Act.

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

Mr. Pyott, on motion for leave, introduced House Concurrent Resolution No. 4, entitled:

HOUSE CONCURRENT RESOLUTION NO. 4

Appropriating Moneys to pay certain Claims relating to the Expenses of the Supreme Court.

BE IT RESOLVED by the House of Representatives of the State of Delaware, the Senate concurring therein:

That the following amounts be and they are hereby appropriated out of the General Fund for the payment of certain claims against the State of Delaware for supplies and services rendered the Supreme Court:

Oliver C. Hayes, Court Crier	\$140.00
James Reed, Janitor	56.00
Anthony F. Hammond, Page	87.50
John Satterfield, Page	10.50
John H. Teat, Bailiff	140.00
Joseph George, Bailiff	95.00
Norris C. Adams, Sheriff	140.00
Gideon Legates, Bailiff	45.00
Delaware State News, printing Calendars	140.00

Which was read and on motion of Mr. Pyott that action be deferred.

Motion prevailed.

Mr. Speaker asked Mr. Bailey if he would tell the girls on the second floor that they did not have to come back to work until March 1, 1943.

Mr. Bailey reported that he had told the girls and other people who have been coming every day, including Uncle Miff.

Mr. Willits moved that the House adjourn until February 24, 1943, 8:00 o'clock A. M.

Motion prevailed.

THIRTY-FOURTH LEGISLATIVE DAY

Dover, Delaware, February 24, 1943

House of Representatives met pursuant to adjournment.

Mr. W. E. Barcus presiding.

Prayer by presiding officer.

Roll called.

Members Present—Barcus, Cook, Pyott, Swain—4.

Since a quorum was not present it was moved and seconded that the House of Representative adjourn until 8:30 A. M., Thursday, February 25, 1943.

Motion prevailed.

THIRTY-FIFTH LEGISLATIVE DAY

Dover, Delaware, February 25, 1943

House of Representatives met pursuant to adjournment.

Mr. H. D. Cook presiding.

Prayer by presiding officer.

Roll called.

Members Present—Barcus, Cook, Pyott, Swain—4.

Since a quorum was not present it was moved and seconded that the House of Representatives adjourn until 11:30 A. M., Friday, February 26, 1943.

Motion prevailed.

THIRTY-SIXTH LEGISLATIVE DAY

Dover, Delaware, February 26, 1943

House of Representatives met pursuant to adjournment.

Mr. Robert M. Pyott presiding.

Prayer by presiding officer.

Roll called.

Members Present—Barcus, Cook, Pyott, Swain—4.

Since a quorum was not present it was moved and seconded that the House of Representatives adjourn until 11:30 A. M., Monday, March 1, 1943.

Motion prevailed.

THIRTY-SEVENTH LEGISLATIVE DAY

Dover, Delaware, March 1, 1943, 12:25 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

COMMUNICATIONS

There were many letters and telegrams about school teachers salaries.

One letter from Bendix Brake Company.

One letter pertaining to Fire Companies.

One letter from Young Women's Christian Association.

Mr. Bailey asked that one of the letters which concerned school teachers pay, be destroyed.

After the letter was explained to Mr. Bailey, he withdrew his motion.

No reports from Special Committees.

Mr. Cook, on behalf of the Committee on Education, to whom had been referred Senate Substitute for Senate Bill No. 95, entitled:

An Act to authorize and direct the State Treasurer to transfer to the Current Fund of the Lord Baltimore School District No. 28, a certain sum of money appearing in the State Treasury as the Debt Service Account to the credit of said School District No. 28.

Reported the same back to the House favorably.

H. D. COOK
ALBERT B. HUSBANDS
EDWARD L. PLEASANTON
R. MARIS PYOTT
C. A. HURD

Mr. Moore, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Bill No. 76, entitled:

An Act to amend Article 1 of Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by permitting the Sale of Bull Frogs.

Reported the same back to the House favorably.

THOS. E. MOORE
F. A. LAWSON
H. E. MANLOVE
GEO. A. SWAIN
ROLAND F. SCOTT

Mr. Willits moved that the House recess until 2:30 o'clock P. M.

Motion prevailed.

Same Day, 3:15 o'clock P. M.

House met at expiration of recess.

The following message from the Governor was read by the Chief Clerk:

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, March 1, 1943

To the Honorable Members of the
House of Representatives of the
109th General Assembly of the
State of Delaware

Gentlemen:

I transmit to you herewith, for your information, report of the State Council of Defense for the period ending December 21, 1942.

Yours very truly,

WALTER W. BACON
Governor

The report was ordered filed.

Mr. Bailey asked for an explanation of House Bill No. 76.

Mr. Cook explained it for Mr. Bailey.

On motion of Mr. Cook, House Bill No. 76, entitled:

An Act to provide for protecting the beach or strand opposite and near the Town of Slaughter Beach, in Sussex County, Delaware, from erosion.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for concurrence.

On motion of Mr. McVey, Senate Substitute for Senate Bill No. 130, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Seven Thousand Ninety-Two Dollars and Fifty-Four Cents (\$7,092.54) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds, Second Series, 1941," to the credit of said County.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Scott.

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

And was ordered returned to the Senate.

On motion of Mr. McVey, Senate Substitute for Senate Bill No. 131, entitled:

An Act to authorize and direct the Collector of Taxes and County Treasurer of Sussex County to transfer to the General Fund of Sussex County the sum of Eight Thousand Seven Hundred Eight Dollars and Sixty-Three Cents (\$8,708.63) appearing in the Sussex County Treasury as "Walter Roach, Treasurer, Sussex County Highway Improvement Refunding Bonds, 1941" to the credit of said County.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

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

And was ordered returned to the Senate.

On motion of Mr. Moore, House Bill No. 59, entitled:

An Act regulating the Catching and Taking of Oysters from Broadkill River and its Tributaries by regulating the Size and Amount of Oysters taken, and fixing a Tax on the amount caught.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Pleasanton, House Bill No. 91, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relative to Fish, Oysters and Game; by extending the Season for Catching and Killing Muskrats on Embanking Meadow or Marsh in New Castle County to April 1st, 1943.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

NOT VOTING—Mr. Rose—1.

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

And was ordered to the Senate for concurrence.

Mr. Bird moved that Amendment No. 1 to House Substitute for House Bill No. 25, entitled:

An Act proposing an amendment to Article VIII of the Constitution of the State of Delaware relating to the borrowing of money or the creation of debt by or on behalf of the State of Delaware.

Be adopted.

On the question, "Shall Amendment No. 1 to House Substitute for House Bill No. 25 be adopted?"

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—28.

NAYS—Mr. Quigley—1.

NOT VOTING — Messrs. Bailey, Easom, Frasher, Hurd, Manlove, Rose—6.

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

On motion of Mr. Bird, House Substitute for House Bill No. 25 with House Amendment No. 1, entitled:

An Act proposing an amendment to Article VIII of the Constitution of the State of Delaware relating to the borrowing of money or the creation of debt by or on behalf of the State of Delaware.

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

On the question, "Shall the Bill with Amendment No. 1 pass the House?"

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—24.

NAYS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Maloney, Manlove, Quigley, Rose, West—11.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Pyott, House Bill No. 53, entitled:

An Act to amend Chapter 158, Volume 36, Laws of Delaware entitled, An Act changing the Name of the Town of Dover to the City of Dover and establishing a Charter therefor by making Water Rents a Lien on the Property where the Water Supply is used.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—24.

NAYS — Messrs. Bailey, Easom, Frasher, Hurd, Lemon, Maloney, Manlove, Rose, West—9.

ABSENT—Messrs. Johnson, Quigley—2.

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

And was ordered to the Senate for concurrence.

Mr. Bird, on motion for leave, introduced House Resolution No. 48, entitled:

HOUSE RESOLUTION NO. 48

In respect to the Payment for Certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

The State Sentinel \$987.52

Which was read and on motion of Mr. Bird that action be deferred.

Motion prevailed.

Mr. H. H. Lawson, on motion for leave, introduced House Substitute for House Bill No. 196, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled Fish, Oysters and Game, relative to Fees for License to Hunt and Trap and to Fish; permitting certain classes of persons to hunt, trap or fish without paying a Fee for License, and permitting certain other classes of persons to hunt, trap and fish without a license; and repealing the Dog License Tax.

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

On motion for leave, Mr. Barcus introduced House Resolution No. 49, entitled:

HOUSE RESOLUTION NO. 49

Relating to Part Payment of Compensation of Attaches and Employees of the House of Representatives.

BE IT RESOLVED, That the Treasurer of the State of Delaware is hereby authorized and directed to pay from the General Fund of the State Treasury upon the order of the Speaker of the House Representatives, the sum of Fifty Dollars (\$50.00) to the attaches and employees of the House of Representatives as a part payment and compensation to said attaches and employees of the House of Representatives who have been appointed by motion duly carried, or by resolution of that body and which are expenses connected with this Session and which payment hereby authorized shall be in addition to any payment heretofore authorized by any resolution heretofore adopted by this House.

And be it further resolved that the Treasurer of the State of Delaware shall first deduct from the payment hereby authorized, any sum or sums which may be due to the United States of America by reason of the "Victory Tax," or any other law of the United States of America, and also any sum or sums which may be due to the State of Delaware by reason of the "War Emergency Tax."

Which was read and on motion of Mr. Barcus that House Resolution No. 49 be adopted.

Motion prevailed.

Mr. Willits moved that the House adjourn until Tuesday, March 2, 1943, 11:30 o'clock A. M.

Motion prevailed.

THIRTY-EIGHTH LEGISLATIVE DAY

Dover, Delaware, March 2, 1943, 11:55 o'clock A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

Mr. Speaker announced that the Senior Class of the Lord Baltimore High School were guests. They were seated in the balcony.

COMMUNICATIONS

One telegram in reference to Senate Substitute for Senate Bill No. 9.

One telegram in reference to House Bill No. 112.

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred Senate Bill No. 30, entitled:

An Act to provide for protecting the beach or strand opposite the Town of Bethany Beach in Sussex County, Delaware, from erosion.

Reported the same back to the House favorably.

H. H. LAWSON
HOWARD F. SCHWEITZER
R. S. KEENAN
G. R. CLARK
FRED S. BAILEY

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred Senate Bill No. 31, entitled:

An Act to provide for protecting the beach or strand opposite the City of Rehoboth Beach in Sussex County, Delaware, from erosion.

Reported the same back to the House favorably.

H. H. LAWSON
HOWARD F. SCHWEITZER
R. S. KEENAN
G. R. CLARK
FRED S. BAILEY

Mr. Schweitzer, on behalf of the Committee on Judiciary and Crime, to whom had been referred Senate Bill No. 34, entitled:

An Act in relation to Investments of Trustees, Guardians and other Fiduciaries and to Property taken over by them, being an amendment to Chapter 117 of the Revised Code of the State of Delaware as amended.

Reported the same back to the House favorably.

HOWARD F. SCHWEITZER
HERMAN H. LEASURE
C. LINDEN McILVAINE
ALBERT B. HUSBANDS
M. W. JOHNSON, JR.

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 91, entitled:

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

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
H. D. COOK
GEO. A. SWAIN
R. S. KEENAN
W. A. EASOM

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred Senate Bill No. 105, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles, in reference to Blinker Lights, and requiring Motor Vehicles to Stop at certain Highways.

Reported the same back to the House favorably.

H. H. LAWSON
HOWARD F. SCHWEITZER
R. S. KEENAN
G. R. CLARK
FRED S. BAILEY

The Chief Clerk, John F. Lynn, read the minutes of the visits to public institutions which were taken last Wednesday, Thursday and Friday. The notes were taken by Mr. Phillips.

Mr. Willits moved, second by Mr. Scott, that a copy of the minutes of the tour be given to all members of the House.

So ordered.

The Speaker announced he is about to sign:

House Bill No. 46.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 46, entitled:

An Act to amend Article 3 of Chapter 66 of the Revised Code of Delaware, 1935, relative to Banks, Savings Societies and Trust Companies" pertaining to Examinations by the State Bank Commissioner.

And presented the same to the House.

The Chair presented Senate Substitute for Senate Bill No. 46, entitled:

An Act to amend Article 3 of Chapter 66 of the Revised Code of Delaware, 1935, relative to Banks, Savings Societies and Trust Companies" pertaining to Examinations by the State Bank Commissioner.

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

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 49, entitled:

An Act in respect to the Immunizing of School Children and other Persons against certain Diseases.

And presented the same to the House.

The Chair presented Senate Bill No. 49, entitled:

An Act in respect to the Immunizing of School Children and other Persons against certain Diseases.

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

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Concurrent Resolution No. 9, entitled:

In respect to the Payment of Expenses of the Present Session.

And presented the same to the House.

The Chair presented Senate Concurrent Resolution No. 9, entitled:

In respect to the Payment of Expenses of the Present Session.

Mr. Willits moved that action on Senate Concurrent Resolution No. 9 be deferred.

Motion prevailed.

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 3:30 o'clock P. M.

House met at expiration of recess.

Mr. Bird moved that House Resolution No. 48, on which action had been deferred, be adopted.

Motion prevailed.

On motion for leave, Mr. Bird introduced House Resolution No. 50, entitled:

HOUSE RESOLUTION NO. 50

In respect to the Payment for Certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

The Dover Index for six Order Books \$12.75

Which was read and on motion of Mr. Bird that action be deferred.

Motion prevailed.

Mr. H. H. Lawson, on behalf of the Committee on Public Buildings and Highways, to whom had been referred House Bill No. 298, entitled:

An Act requiring the disposal of cutting of Forest Growths on Rights-of-Way and Boundary Lines or within Fifty (50) Feet thereof within Thirty (30) days after Cutting prescribing the manner of disposal; prohibiting the depositing or leaving of cutting of Forest Growth on adjacent property without the consent of the owner thereof; making it the duty of the State Forestry Department to notify the party responsible for the cutting of the provisions before; authorizing the State Forestry Department on failure of the responsible party to dispose of such cutting, render statement and collect expenses thereof, and providing penalties for violation.

Reported the same back to the House favorably.

H. H. LAWSON
HOWARD F. SCHWEITZER
R. S. KEENAN
G. R. CLARK
FRED S. BAILEY

On motion of Mr. Clark for Mr. B. F. Johnson, House Bill No. 80, entitled:

An Act to amend Article 4 of Chapter 66 of the Revised Code of Delaware, 1935, relative to "Banks, Savings Societies and Trust Companies," pertaining to the Assessment and Taxation of Shares of Capital Stock of Banks and Trust Companies having Capital Stock.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Keenan, Moore—2.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Clark for Mr. B. F. Johnson, House Bill No. 81, entitled:

An Act to amend Article 4 of Chapter 6 of the Revised Code of Delaware, 1935, relative to "State Revenue," pertaining to the Assessment and Taxation of Shares of Capital Stock of Banks and Trust Companies having Capital Stock.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Moore—1.

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

And was ordered to the Senate for concurrence.

The Speaker announced he is about to sign:

Senate Substitute for Senate Bill No. 130.

Senate Substitute for Senate Bill No. 131.

Senate Substitute for Senate Bill No. 38.

Senate Concurrent Resolution No. 8.

Mr. Clark, on behalf of the Committee on Appropriations, to whom had been referred Senate Bill No. 87, entitled:

An Act making an appropriation to provide for the Erection and Equipment of a Detention Building or rooms in connection with the State Institution for the Feeble-Minded at Delaware Colony.

Reported the same back to the House favorably.

G. R. CLARK
R. MARIS PYOTT
BENJAMIN E. HICKS
FRANCIS Q. LEMON
EDW. MILLMAN

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 110, entitled:

An Act to amend Chapter 166, Volue 42, Laws of Delaware, by further defining the word "Vehicle."

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
H. D. COOK
GEO. A. SWAIN
W. A. EASOM

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 111, entitled:

An Act to amend Chapter 165, Volume 42, Laws of Delaware, by further defining the term, "Motor Vehicle."

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
H. D. COOK
GEO. A. SWAIN
W. A. EASOM

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 134, entitled:

An Act to amend Chapter 43, Revised Code of Delaware, 1935, by changing the Boundaries of said Levy Court Districts for Kent County.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
H. D. COOK
R. S. KEENAN
W. A. EASOM
GEO. A. SWAIN

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 177, entitled:

An Act to amend An Act entitled "An Act prohibiting Architects, Engineers, Contractors, Sub-Contractors, and their Agents from paying out, using or appropriating moneys and funds received for the Erection, Construction, Alteration, Completion and Repair of Building and for additions thereto before first paying in full or pro rata all claims due to Surveyors, Engineers and Persons furnishing labor and material," the same being Chapter 169, Volume 38, Laws of Delaware and Article 8, Chapter 90, of the Revised Code of Delaware, 1935.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
R. S. KEENAN
H. D. COOK
W. A. EASOM
GEO. A. SWAIN

Mr. Clark moved that the House recess until the call of the Chair.

Motion prevailed.



Same Day, Later

House met at call of Chair.

On motion of Mr. Clark for Mr. B. F. Johnson, House Bill No. 82, entitled:

An Act to amend Article 4 of Chapter 6 of the Revised Code of Delaware, 1935, relative to "State Revenue," pertaining to the Assessment and Taxation of Savings Banks and Savings Societies not having Capital Stock.

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

On request the privilege of the floor was given to Mr. Lynch.

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

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

YEAS—Messrs. Bailey, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Barcus, Keenan, Moore—3.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Clark for Mr. B. F. Johnson, House Bill 83, entitled:

An Act to amend Article 5 of Chapter 66 of the Revised Code of Delaware, 1935, relative to "Banks, Savings Societies and Trust Companies," pertaining to the Assessment and Taxation of Savings Banks and Savings Societies not having Capital Stock.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Moore—1.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Clark for Mr. B. F. Johnson, House Bill No. 84, entitled:

An Act to amend Article 4 of Chapter 66 of the Revised Code of Delaware, 1935, relative to "Banks, Savings Societies and Trust Companies," pertaining to the Assessment and Taxation of Shares of Capital Stock of Banks and Trust Companies having Capital Stock.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Lawson, H. H., Moore—2.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Clark for Mr. B. F. Johnson, House Bill No. 85, entitled:

An Act to amend Article 4 of Chapter 6 of the Revised Code of Delaware, 1935, relative to "State Revenue," pertaining to the Assessment and Taxation of Shares of Capital Stock of Banks and Trust Companies having Capital Stock.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Moore—1.

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

And was ordered to the Senate for concurrence.

A messenger from the Governor, being admitted, informed the House that he had a message from the Governor:

The message follows:

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, Delaware, March 2, 1943

To the Honorable,
The House of Representatives of the 109th General Assembly,
Dover, Delaware

Gentlemen:

I herewith return without my approval, House Bill No. 16, entitled "AN ACT APPROPRIATING MONEYS FROM THE STATE TREASURY FOR THE PURPOSE OF PAYING THE INTEREST ON CERTAIN HIGHWAY IMPROVEMENT BONDS AND STATE AID BONDS ISSUED BY THE LEVY COURTS OF NEW CASTLE, KENT AND SUSSEX COUNTIES, DURING THE FISCAL BIENNIUM OF THE STATE OF DELAWARE, ENDING JUNE 30, 1945."

While the bill received a unanimous vote in the House of Representatives, it was declared passed in the Senate without having received the vote of three-fourths of all of the members elected thereto. After this bill was presented to me, I received the opinion of the Attorney-at-large to both Houses of the General Assembly, that House Bill No. 16 did not receive in the Senate the three-fourths vote required by Section 4 of Article VIII of the Constitution of the State of Delaware.

Under these circumstances, I cannot give this bill my approval, but this in no sense should be construed to indicate my disapproval of the subject matter contained therein. On the contrary I most strongly urge the passage by both Houses of the General Assembly by the proper constitutional majorities, of a bill containing the substance of House Bill No. 16.

Respectfully yours,

WALTER W. BACON
Governor

Read and ordered filed by the Speaker.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 96, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles, as amended by Chapter 244, Laws of Delaware, 1941, by providing for the Cancellation of the Title to a Motor Vehicle to be Registered in another State, the return of the Number Plates thereof and the Fee to be paid for such Plates.

And presented the same to the House.

The Chair presented Senate Bill No. 96, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles, as amended by Chapter 244, Laws of Delaware, 1941, by providing for the Cancellation of the Title to a Motor Vehicle to be Registered in another State, the return of the Number Plates thereof and the Fee to be paid for such Plates.

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

On motion of Mr. Swain, House Bill No. 137, entitled:

An Act appropriating money to the Public Archives Commission to complete the Kent County Calendar of Probate Records from 1680 A. D. to 1800 A. D.

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

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

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

YEAS — Messrs. Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Clark, Moore—2.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Cook, Senate Substitute for Senate Bill No. 95, entitled:

An Act to authorize and direct the State Treasurer to transfer to the Current Fund of the Lord Baltimore School District No. 28, a certain sum of money appearing in the State Treasury as the Debt Service Account to the credit of said School District No. 28.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Moore—1.

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

And was ordered returned to the Senate.

On motion of Mr. Phillips, House Bill No. 268, entitled:

An Act to amend Article 1 of Chapter 60, Revised Code of Delaware, 1935, relating to General Elections by the repeal of 1845, Section 36, and by substituting in lieu thereof a new Section to be known as 1845, Section 361.

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

On request of Mr. Bailey the privilege of the floor was given to Mr. Phillips.

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Lemon, Moore—2.

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

And was ordered to the Senate for concurrence.

Mr. Bailey introduced House Amendment No. 1 to Senate Bill No. 66, entitled:

An Act to amend Chapter 90, Article 3, of the Revised Code of Delaware, 1935, relating to Child Labor; by changing the Hours of Employment in certain cases.

Which was taken up for consideration and read in order to pass the House.

On the question, "Shall the Amendment pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manloce, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Keenan, Moore—2.

So the question was decided in the affirmative and House Amendment No. 1 to Senate Bill No. 66 having received the required constitutional majority, passed the House.

On motion of Mr. Bird, Senate Bill No. 66 with House Amendment No. 1, entitled:

An Act to amend Chapter 90, Article 3, of the Revised Code of Delaware, 1935, relating to Child Labor; by changing the Hours of Employment in certain cases.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Moore—1.

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

And was ordered returned to the Senate for concurrence.

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

House Bill No. 46, entitled:

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

G. R. CLARK

Mr. Willits moved that the House adjourn until Wednesday, March 3, 1943, 11:30 o'clock A. M.

Motion prevailed.

THIRTY-NINTH LEGISLATIVE DAY

Dover, Delaware, March 3, 1943, 12:15 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Uhler, West Willits, Mr. Speaker—33.

Members Absent—Scott, Swain—2.

Clerk proceeded to read the Journal of the Previous Session when Mr. Willits moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

COMMUNICATIONS

One letter pertaining to House Bill No. 107.

One letter pertaining to House Joint Resolution No. 3.

One letter pertaining to House Bill No. 47.

Mr. Schweitzer, on behalf of the Committee on Judiciary and Crime, to whom had been referred Senate Bill No. 21, entitled:

An Act authorizing the Court of General Sessions or the Court of Oyer and Terminer, of the State of Delaware, sitting in and for Sussex County, to re-sentence and transfer to the custody of the Board of Trustees of the Prison, Prison Farm, Courthouse and Courthouse Annex of Sussex County, prisoners committed to, and serving terms in the New Castle County

Workhouse, heretofore comitted to the custody of the Board of Trustees of the New Castle County Workhouse, by the Court of General Sessions or Court of Oyer and Terminer, of the State of Delaware, sitting in and for Sussex County.

Reported the same back to the House favorably.

HOWARD F. SCHWEITZER
HERMAN H. LEASURE
ALBERT B. HUSBANDS
M. W. JOHNSON, JR.
C. LINDEN McILVAINE

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 20, entitled:

An Act appropriating money for the Burial of Indigent Soldiers, Sailors and Marines.

And returned the same to the House.

Mrs. Davis, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Bill No. 270, entitled:

An Act authorizing the State Treasurer to transfer certain balances in the Accounts of former State Treasurer Fagan H. Simonton to the General Fund of the State of Delaware.

And returned the same to the House.

On motion of Mr. McVey, House Bill No. 177, entitled:

An Act to amend An Act entitled "An Act prohibiting Architects, Engineers, Contractors, Sub-Contractors, and their Agents from paying out, using or appropriating moneys and funds received for the Erection, Construction, Alteration, Completion and Repair of Building and for additions thereto before first paying in full or pro rata all claims due to Surveyors, Engineers and Persons furnishing labor and material," the same being Chapter 169, Volume 38, Laws of Delaware and Article 8, Chapter 90, of the Revised Code of Delaware, 1935.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Uhler, West, Willits, Mr. Speaker—31.

NAYS—None.

Members Absent—Frasher, Phillips, Scott, Swain—4.

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

And was ordered to the Senate for concurrence.

The Speaker announced he is about to sign:

House Bill No. 20.

House Bill No. 270.

Mr. Bird moved that House Resolution No. 50, on which action had been deferred, be approved.

Motion prevailed.

Mr. Willits, on behalf of the Committee on Miscellaneous, to whom had been referred House Bill No. 165, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, entitled Salaries of certain County Officers" being Chapter 120, Volume 43, Laws of Delaware, 1941, in relation to the Salaries of the Deputies and Clerks of certain County Offices of New Castle County.

Reported the same back to the House favorably.

W. ROY WILLITS
SAMUEL B. BIRD
W. J. ROSE
H. D. COOK
B. F. JOHNSON