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STATE OF DELAWARE

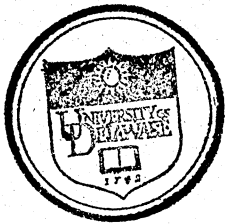


JOURNAL OF THE STATE SENATE

AT A SESSION OF THE
GENERAL ASSEMBLY

CONVENED AND HELD AT DOVER ON TUESDAY, THE FIFTH DAY OF
JANUARY, IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THIRTY-SEVEN, AND OF THE
INDEPENDENCE OF THE UNITED STATES
THE ONE-HUNDRED AND
SIXTY-FIRST

1937



State Doc.

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OFFICERS AND MEMBERS STATE SENATE

President
ROY F. CORLEY
(Term Expired January 19, 1937)

President
EDWARD W. COOCH
President Pro Tem
WILLIAM A. SIMONTON
Secretary to President Pro Tem
DONALD R. MORTON

Floor Leader
EBE H. CHANDLER
Floor Leader's Clerk
MCKINLEY TINGLE

Secretary
J. HORACE DERICKSON
Assistant Secretary
W. HARRY DAWSON

Reading Clerk
BURTON S. HEAL
Assistant Reading Clerk
EBEN A. TOWNSEND, JR.

Bill Clerk
JOHN M. ROE
Assistant Bill Clerk
LEONZO L. GREEN

Document Clerk
CHESTER R. MORRIS
Assistant Document Clerk
ALEX ABRAHAMS

Sergeant-at-Arms
CLARENCE MCFALL
Assistant Sergeant-at-Arms
J. WILMER FENNIMORE
VERNON A. WESTFALL
ROBERT B. BLACK

Floor Messenger
STANLEY TOWNSEND
Cloak Room Attendant
WILLIAM SINGER
Assistant Cloak Room Attendant
GEORGE A. CALHOUN

Page
CLARENCE T. REED
Telephone Messenger
HARRY C. NICKLE
Assistant Telephone Messenger
FRANK G. DENNISON

Mail Clerk
WILLIAM H. TOMLINSON
Budget Room Attendant
VICTOR R. WRIGHT
Chaplain
REV. WILLIAM E. MATTHEWS

Stenographers
ROSEMARY KNIGHT
ANNA C. DOWNING
NANCY WEBB
CLARA WEBB

Attorneys
MELVIN HOPKINS
JULIAN C. WALKER
DANIEL J. LAYTON, JR.

Janitor
THOMAS DAY
Doorkeeper
EDWARD BAKER
Caretaker
HARRY BLACKSON

Members of the Senate and Their Post Office Addresses

NEW CASTLE COUNTY—WILMINGTON

District

- 1 WILLIAM A. SIMONTON.....Bancroft Parkway and Park Drive, Wilmington
- 2 DANIEL E. KELLY.....514 South Harrison Street, Wilmington

RURAL NEW CASTLE COUNTY

- 3 DONALD P. ROSS.....Montchanin, Delaware
- 4 HECTOR W. HANNAM.....114 Catalpa Ave., Hayden Park, Delaware
- 5 NORRIS N. WRIGHT.....Newark, Delaware
- 6 FRANK MOODY.....Chestnut Hill Road, Newark, R. F. D., Delaware
- 7 LEVI L. MALONEY.....Townsend, Delaware

KENT COUNTY

- 1 WILLIAM E. MATTHEWS, JR.....Smyrna, Delaware
- 2 WILLIAM JENNINGS POORE.....Hartly, Delaware
- 3 ALFRED BAILEY THOMAS.....Camden, Delaware
- 4 EARL SYLVESTER.....Harrington, Delaware
- 5 JAMES L. DAVIS.....Milford, Delaware

SUSSEX COUNTY

- 1 DR. SAMUEL M. D. MARSHALL.....Milford, Delaware
- 2 JENNINGS H. MOORE.....Seaford, R. F. D., Delaware
- 3 EBE H. CHANDLER.....Dagsboro, Delaware
- 4 DAVID W. STEELE.....Ocean View, Delaware
- 5 FRED A. WALLS.....Milton, R. F. D., Delaware

JOURNAL OF THE STATE SENATE

❖FIRST LEGISLATIVE DAY❖

Dover, Delaware, January 5, 1937

The Senate convened in Regular Session on Tuesday, January 5, 1937, at 12 o'clock, noon. Lieutenant Governor Roy F. Corley, presiding.

Prayer by Rev. William E. Matthews.

On motion of Senator Chandler, W. Harry Dawson was appointed Temporary Secretary of the Senate.

W. Harry Dawson was seated.

The Secretary called the roll of the members, they having been previously sworn in on December 28, 1936, at a Special Session, who answered as follows:

Members Present—Chandler, Hannam, Maloney, Marshall, Matthews, Moody, Moore, Ross, Simonton, Sylvester, Thomas, Walls, Wright—13.

On motion for leave, Mr. Chandler introduced Senate Resolution No. 1, entitled: .

SENATE RESOLUTION NO. 1

IN REFERENCE TO ELECTION OF OFFICERS.

BE IT RESOLVED, by the Senate of the One Hundred and Sixth General Assembly of the State of Delaware in Biennial Session met:

That the following named persons be and they are hereby elected to serve during this Session, in the respective offices named, to-wit:

President Pro Tem—William A. Simonton.
 Secretary to President Pro Tem—Donald R. Morton.
 Secretary—J. Horace Derickson.
 Assistant Secretary—W. Harry Dawson.
 Reading Clerk—Burton S. Heal.
 Assistant Reading Clerk—Eben A. Townsend, Jr.
 Bill Clerk—John M. Roe.
 Document Clerk—Chester R. Morris.
 Assistant Document Clerk—Alex Abrahams.
 Sergeant-at-Arms—Clarence McFall.
 Assistant Sergeant-at-Arms—J. Wilmer Fennimore.
 Assistant Sergeant-at-Arms—Robert B. Black.
 Assistant Sergeant-at-Arms—Vernon A. Westfall.
 Floor Messenger—Stanley Townsend.
 Cloak Room Attendant—William Singer.
 Assistant Coak Room Attendant—George A. Calhoun.
 Page—Clarence T. Reed.
 Telephone Messenger—Harry C. Nickle.
 Mail Clerk—William H. Tomlinson.
 Budget Room Attendant—Victor R. Wright.
 Chaplain—Rev. William E. Matthews.
 Stenographer—Nancy Webb.
 Stenographer—Clara Webb.
 Attorney—Julian C. Walker.
 Attorney—Melvin Hopkins.
 Attorney—Daniel J. Layton, Jr.
 Floor Leader's Clerk—McKinley Tingle.
 Caretaker—Harry Blackston.

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

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

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

YEAS—Messrs. Chandler, Hannam, Maloney, Marshall, Matthews, Moody, Moore, Ross, Simonton, Steele, Sylvester, Thomas, Walls, Wright—14.

NAYS—None.

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

Lieutenant Governor Corley proceeded to administer the oath of office to the following officers of the Senate.

The State of Delaware, }
County of Kent, } ss.

I, W. A. SIMONTON, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of President Pro Tem for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

W. A. SIMONTON

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, DONALD R. MORTON, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Secretary to President Pro Tem for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

DONALD R. MORTON

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, J. HORACE DERICKSON, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the

duties of the office of Secretary of the Senate for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

J. HORACE DERICKSON

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, W. HARRY DAWSON, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Secretary for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

W. HARRY DAWSON

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, BURTON S. HEAL, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Reading Clerk for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

BURTON S. HEAL

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, EBEN A. TOWNSEND, JR., do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Reading Clerk for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

EBEN A. TOWNSEND, JR.

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, JOHN M. ROE, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Bill Clerk for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

JOHN. M. ROE

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, CHESTER R. MORRIS, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Document Clerk for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

CHESTER R. MORRIS

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, ALEX R. ABRAHAMS, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Document Clerk for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

ALEX R. ABRAHAMS

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, CLARENCE MCFALL, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Sergeant-at-Arms for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

CLARENCE MCFALL

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, J. WILMER FENNIMORE, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Sergeant-at-Arms for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

J. WILMER FENNIMORE

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, ROBERT B. BLACK, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Sergeant-at-Arms for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

ROBERT B. BLACK

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, VERNON A. WESTFALL, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Sergeant-at-Arms for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

VERNON A. WESTFALL

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, WM. G. SINGER, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Cloak Room Attendant for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

WM. G. SINGER

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, G. A. CALHOUN, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Cloak Room Attendant for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

G. A. CALHOUN

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, CLARENCE T. REED, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Page for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

CLARENCE T. REED

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, HARRY C. NICKLE, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Telephone Messenger for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

HARRY C. NICKLE

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, WM. H. TOMLINSON, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Mail Clerk for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

WM. H. TOMLINSON

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, VICTOR R. WRIGHT, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Budget Room Attendant for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

VICTOR R. WRIGHT

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, WILLIAM E. MATTHEWS, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Chaplain for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

W. E. MATTHEWS

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, NANCY WEBB, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Stenographer for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

NANCY WEBB

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, CLARA WEBB, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Stenographer for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

CLARA WEBB

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, JULIAN C. WALKER, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Attorney for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

JULIAN C. WALKER

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, MELVIN HOPKINS, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Attorney for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

MELVIN HOPKINS

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, DANIEL J. LAYTON, JR., do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Attorney for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

DANIEL J. LAYTON, JR.

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
County of Kent, } ss.

I, MCKINLEY TINGLE, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Floor Leader's Clerk for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

MCKINLEY TINGLE

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
 County of Kent, } ss.

I, HARRY S. BLACKSON, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Caretaker for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

HARRY S. BLACKSON

Sworn and subscribed to this 5th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The Chair appointed Messrs. Chandler and Sylvester to act as a Committee to escort newly elected President Pro Tem Simon-ton to the Chair.

President Pro Tem Simon-ton made a few remarks expressing his appreciation of the honor conferred upon him by the Senate, and further that it was his hope that full cooperation would result so that the necessary legislation could be accomplished in the time allotted for the Regular Session.

On motion for leave, Mr. Chandler introduced Senate Reso-lution No. 2, entitled:

SENATE RESOLUTION NO. 2

NOTIFYING HOUSE OF REPRESENTATIVES THAT
 THE SENATE IS ORGANIZED.

BE IT RESOLVED by the Senate, that the Secretary be and he is hereby directed to notify the House of Representatives, that the Senate is duly organized and ready for business.

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

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

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

YEAS—Messrs. Chandler, Hannam, Maloney, Marshall, Matthews, Moody, Moore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

On motion for leave, Mr. Chandler introduced Senate Concurrent Resolution No. 1, entitled:

SENATE CONCURRENT RESOLUTION NO. 1

AUTHORIZING THE APPOINTMENT OF A JOINT COMMITTEE TO NOTIFY THE GOVERNOR, THAT THE GENERAL ASSEMBLY IS DULY ORGANIZED.

BE IT RESOLVED by the Senate, the House of Representatives concurring therein, that a Joint Committee, consisting of two members of the Senate and three members of the House of Representatives, be appointed by the Presiding Officers of the respective Houses, to notify the Governor that the General Assembly is duly organized and ready to receive any message that he may have to offer.

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

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

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

YEAS—Messrs. Chandler, Hannam, Maloney, Marshall, Matthews, Moody, Moore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered to the House for concurrence.

On motion for leave, Mr. Chandler introduced Senate Concurrent Resolution No. 2, entitled:

SENATE CONCURRENT RESOLUTION NO. 2

PROVIDING FOR A JOINT SESSION TO COUNT THE VOTE FOR GOVERNOR AND LIEUTENANT GOVERNOR.

BE IT RESOLVED by the Senate, the House of Representatives concurring therein, that the members of the Senate and House of Representatives meet in Joint Session, in the Senate Chamber, on Tuesday, January 5, 1937, at 3:30 P. M., to count the vote for Governor and Lieutenant Governor.

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

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

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

YEAS—Messrs. Chandler, Hannam, Maloney, Marshall, Matthews, Moody, Moore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered to the House for concurrence.

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

Senate Concurrent Resolution No. 2, entitled:

Providing for a Joint Session to count the vote for Governor and Lieutenant Governor.

And returned the same to the Senate.

Mr. Ableman, Clerk of the House, being admitted, informed the Senate that the House of Representatives was duly and regularly organized for the Session of the One Hundred and Sixth General Assembly by the election of John R. Fader, as Speaker and Benjamin Ableman as Chief Clerk, and was ready to proceed to business.

JOINT SESSION

Mr. Chandler moved that the Senate go into Joint Session with the House.

Motion prevailed.

The members of the House were admitted and seated.

Mr. Holcomb moved that President Pro Tem Simonton act as Presiding Officer of the Joint Session.

Motion prevailed.

Mr. Chandler moved that the Secretary of the Senate and the Chief Clerk of the House be made the Secretaries of the Joint Session.

Motion prevailed.

President Pro Tem Simonton ordered the reading of Certificates of Election, as follows:

The State of Delaware, }
New Castle County, } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and thirty-six, for New Castle County, according to the Constitution and Laws of the State of Delaware,

Forty-five Thousand and Twenty-six votes were given for Richard C. McMullen for Governor;

Thirty-six Thousand Five Hundred and Seven votes were given for Harry L. Cannon for Governor;

Three Thousand Five Hundred and Seven votes were given for Isaac Dolphus Short for Governor;

One Hundred and Thirty-three votes were given for Fred W. Whiteside for Governor;

Thirty-seven votes were given for John T. Wladoski for Governor;

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

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this seventh day of November, A. D. 1936.

DANIEL J. LAYTON

Chief Justice

F. L. SPEAKMAN

Resident Associate Judge

(Seal)

The State of Delaware, }
 Kent County, } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and thirty-six for Kent County, according to the Constitution and Laws of the State of Delaware,

Nine Thousand Twenty-four votes were given for Richard C. McMullen for Governor;

Six Thousand Four Hundred Ninety-two votes were given for Harry L. Cannon for Governor;

Eighteen votes were given for Fred W. Whiteside for Governor;

One Thousand Three Hundred Eighty-six votes were given for Isaac Dolphus Short for Governor;

Thirteen votes were given for John T. Wladkoski for Governor;

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

IN TESTIMONY WHEREOF, We, Josiah O. Wolcott and William W. Harrington, constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 5th day of November, A. D. 1936.

(Seal)

J. O. WOLCOTT
 Chancellor

WM. WATSON HARRINGTON
 Resident Associate Judge

The State of Delaware, }
 Sussex County, } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and thirty-six for Sussex County, according to the Constitution and Laws of the State of Delaware,

Eleven Thousand Three Hundred Eighty-seven (11,387) votes were given for Richard C. McMullen for Governor;

Nine Thousand Seven Hundred Eighty-three (9,783) votes were given for Harry L. Cannon for Governor;

Forty-seven (47) votes were given for Fred W. Whiteside for Governor;

Thirty-five Hundred and Seven (3,507) votes were given for Isaac Dolphus Short for Governor;

Twenty (20) votes for were given for John T. Wladkoski for Governor;

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

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this fifth day of November, A. D. 1936.

(Seal)

RICHARD S. RODNEY
Associate Judge

CHARLES S. RICHARDS
Resident Associate Judge

The State of Delaware, }
 New Castle County, } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and thirty-six, for New Castle County, according to the Constitution and Laws of the State of Delaware,

Forty-four Thousand One Hundred and Seventy-eight votes were given for Edward W. Cooch for Lieutenant Governor;

Thirty-seven thousand Six Hundred and Sixty-four votes were given for George C. Hering, Jr., for Lieutenant Governor;

Two Thousand Nine Hundred and Sixteen votes were given for William J. Highfield for Lieutenant Governor;

One Hundred and Thirty-five votes were given for Edward T. Daniels for Lieutenant Governor;

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

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this seventh day of November, A. D. 1936.

DANIEL J. LAYTON
Chief Justice

(Seal)

F. L. SPEAKMAN
Resident Associate Judge

The State of Delaware, }
 Kent County, } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and thirty-six for Kent County, according to the Constitution and Laws of the State of Delaware,

Nine Thousand Three Hundred Forty-one (9,341) votes were given for Edward W. Cooch for Lieutenant Governor;

Six Thousand Nine Hundred and Twenty-two (6,922) votes were given for George C. Hering, Jr., for Lieutenant Governor;

Thirteen (13) votes were given for Edward T. Daniels for Lieutenant Governor;

Six Hundred Twenty-one (621) votes were given for William J. Highfield for Lieutenant Governor;

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

IN TESTIMONY WHEREOF, We, Josiah O. Wolcott and William W. Harrington, constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 5th day of November, A. D. 1936.

J. O. WOLCOTT

Chancellor

(Seal)

WM. WATSON HARRINGTON

Resident Associate Judge

The State of Delaware, }
 Sussex County, } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and thirty-six for Sussex County, according to the Constitution and Laws of the State of Delaware,

Twelve Thousand One Hundred Forty-four (12,144) votes were given for Edward W. Cooch for Lieutenant Governor;

Ten Thousand and Sixty-five (10,065) votes were given for George C. Hering, Jr., for Lieutenant Governor;

Twenty-nine (29) votes were given for Edward T. Daniels for Lieutenant Governor;

Twenty-four Hundred Nineteen (2,419) votes were given for William J. Highfield for Lieutenant Governor;

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

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this fifth day of November, A. D. 1936.

RICHARD S. RODNEY
Associate Judge

(Seal)

CHARLES S. RICHARDS
Resident Associate Judge

The Secretaries of the Joint Session presented the following summary:

GOVERNOR—

RICHARD C. McMULLEN

New Castle County	45,026	votes
Kent County	9,024	votes
Sussex County	11,387	votes

Total.....	65,437	votes
	52,782	votes

12,655	votes	Majority for
		Governor McMullen

HARRY L. CANNON

New Castle County	36,507	votes
Kent County	6,492	votes
Sussex County	9,783	votes

Total.....	52,782	votes
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LIEUTENANT GOVERNOR—

EDWARD W. COOCH

New Castle County	45,178	votes
Kent County	9,341	votes
Sussex County	12,144	votes

Total.....	66,663	votes
	54,672	votes

11,991	votes	Majority for
		Lieut. Gov. Cooch

GEORGE C. HERING, JR.

New Castle County	37,665	votes
Kent County	6,942	votes
Sussex County	10,065	votes

Total.....	54,672	votes
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GOVERNOR—

ISAAC DOLPHUS SHORT

New Castle County	3,507	votes
Kent County	1,386	votes
Sussex County	3,507	votes

Total.....	8,500	votes
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FRED W. WHITESIDE

New Castle County	133 votes
Kent County	18 votes
Sussex County	47 votes

Total..... 198 votes

JOHN T. WALDKOSKI

New Castle County	37 votes
Kent County	13 votes
Sussex County	20 votes

Total..... 70 votes

LIEUTENANT GOVERNOR—**WILLIAM J. HIGHFIELD**

New Castle County	2,916 votes
Kent County	621 votes
Sussex County	2,419 votes

Total..... 5,956 votes

EDWARD T. DANIELS

New Castle County	135 votes
Kent County	13 votes
Sussex County	29 votes

Total..... 177 votes

President Pro Tem Simonton declared Richard C. McMullen duly elected Governor, to take effect on January 19, 1937, and to continued for his constitutional term.

President Pro Tem Simonton declared Edward W. Cooch duly elected Lieutenant Governor, to take effect on January 19, 1937, and to continue for his constitutional term.

Mr. Chandler moved that the Secretaries compare their Journals.

Motion prevailed.

The Journals were compared and found correct.

Mr. Chandler moved that the two Houses do now separate.

Motion prevailed.

Mr. Walter Dent Smith was admitted with a message from the Governor.

EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

Same Day, Later

Senate met in regular session.

Mr. Chandler moved that the Rules governing the 1935 Session be made the Temporary Rules for this Present Session.

Motion prevailed.

Mr. Chandler moved that the Senate recess at the call of the Chair.

Motion prevailed.

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

Senate met at call of Chair.

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

Senate Concurrent Resolution No. 1, entitled:

Authorizing appointment of Joint Committee to notify the Governor that the General Assembly is duly organized.

And returned the same to the Senate.

The Clerk of the House, on instructions of the Speaker of the House, announced the appointment of the House Committee for Senate Concurrent Resolution No. 1, as follows:

Messrs. Holcomb, Zebley, Jones.

The President Pro Tem announced the appointment of Messrs. Sylvester and Chandler to serve on the Joint Committee as called for in Senate Concurrent Resolution No. 1.

Mr. Chandler moved that the Senate adjourn until Friday, January 8, 1937, at 12 o'clock, noon.

Motion prevailed.

SECOND LEGISLATIVE DAY

Dover, Delaware, Friday, January 8, 1937, 12 o'clock, noon

Senate met in accordance with motion to adjourn.

—5. Members Present—Davis, Matthews, Moody, Poore, Thomas

Senate adjourned until Monday, January 11, 1937, at 12 o'clock, noon.

«THIRD LEGISLATIVE DAY»

Monday, January 11, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment.

Lieutenant Governor Roy F. Corley presiding.

Prayer by the Chaplain, Rev. William E. Matthews.

Roll called.

Members Present—Chandler, Davis, Hannam, Kelly, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls—12.

Secretary proceeded to read the Journal of the previous session, when Mr. Davis moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

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

House Joint Resolution No. 1, entitled:

In reference to attending the inauguration of Hon. Franklin D. Roosevelt as President of the United States and appropriating money for the expenses thereof.

And presented the same to the Senate.

Lieutenant Governor Corley proceeded to administer the oath of office to the following:

The State of Delaware, }
County of Kent, } ss.

I, H. STANLEY TOWNSEND, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Messenger for the Senate in the General Assembly of the State of Delaware, according to the best of my ability.

H. STANLEY TOWNSEND

Sworn and subscribed to this 11th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

Mr. Ableman, Clerk of the House, being admitted, informed the Senate that the House requested the return of House Joint Resolution No. 1, entitled:

In reference to attending the inauguration of Hon. Franklin D. Roosevelt as President of the United States and appropriating money for the expenses thereof.

Request was granted.

Mr. Chandler moved that the Senate recess until 2:00 o'clock P. M.

Motion prevailed.

Same Day, 2:00 o'clock P. M.

Senate met at expiration of recess.

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

House Joint Resolution No. 2, entitled: .

In reference to attending the inauguration of Hon. Franklin D. Roosevelt as President of the United States and appropriating money for the expenses thereof.

And presented the same to the Senate.

On motion for leave, Mr. Chandler introduced Senate Resolution No. 3, entitled:

SENATE RESOLUTION NO. 3

IN REFERENCE TO ELECTION OF OFFICERS.

BE IT RESOLVED, by the Senate of the One Hundred and Sixth General Assembly of the State of Delaware in Biennial Session met:

That the following named persons be and they are hereby elected to serve during this Session, in the respective offices named, to-wit:

Assistant Bill Clerk—Leonzo L. Green.

Assistant Telephone Messenger—Frank G. Dennison.

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

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

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

YEAS—Messrs. Chandler, Hannam, Kelly, Moody, Moore, Poore, Steele, Sylvester, Walls—9.

NAYS—None.

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

The Chair presented House Joint Resolution No. 2, entitled:

In reference to attending the inauguration of Hon. Franklin D. Roosevelt as President of the United States and appropriating money for the expenses thereof.

Mr. Chandler moved that all rules be suspended and the Senate take action on House Joint Resolution No. 2.

Motion prevailed.

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

In reference to attending the inauguration of Hon. Franklin D. Roosevelt as President of the United States and appropriating money for the expenses thereof.

Was taken up for consideration and read in order to pass the Senate.

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

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

YEAS—Messrs. Chandler, Hannam, Kelly, Moody, Moore, Poore, Steele, Sylvester, Walls—9.

NAYS—None.

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

Ordered returned to the House.

Lieutenant Governor Corley proceeded to administer the oath of office to the following:

The State of Delaware, }
Kent County, } ss.

I, LEONZO L. GREEN, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Bill Clerk for the Senate in the General Assembly of the State, according to the best of my ability.

LEONZO L. GREEN

Sworn and subscribed to this 11th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

The State of Delaware, }
Kent County, } ss.

I, FRANK G. DENNISON, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Telephone Messenger for the Senate in the General Assembly of the State, according to the best of my ability.

FRANK G. DENNISON

Sworn and subscribed to this 11th day of January, A. D. 1937.

ROY F. CORLEY

President of the Senate

Mr. Chandler moved that the Senate adjourn until Wednesday, January 13, 1937 at 10 o'clock A. M.

Motion prevailed.

FOURTH LEGISLATIVE DAY

Wednesday, January 13, 1937, 10 o'clock A. M.

Senate met in accordance with motion to adjourn.

Members Present—Davis, Matthews, Poore, Steele, Thomas
—5.

Senate adjourned until Friday, January 15, 1937, at 10
o'clock A. M.

FIFTH LEGISLATIVE DAY

Friday, January 15, 1937, 10 o'clock, A. M.

Senate met pursuant to adjournment. Lieutenant Governor Corley presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Members Present—Chandler, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—14.

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

Motion prevailed.

The President Pro Tem announced he is about to sign:

House Joint Resolution No. 2.

On motion for leave, Mr. Maloney introduced Senate Concurrent Resolution No. 3, entitled:

SENATE CONCURRENT RESOLUTION NO. 3

PROVIDING FOR A JOINT SESSION TO RECEIVE ANY MESSAGE THAT THE GOVERNOR MAY HAVE TO OFFER.

BE IT RESOLVED, by the Senate, the House of Representatives concurring therein, that the members of the Senate and House of Representatives shall meet in Joint Session, in the Senate Chamber, on Friday, January 15, 1937, at 11:00 A. M. to hear any message that the Governor may have to offer.

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

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

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

YEAS — Messrs. Chandler, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered to the House for concurrence.

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

Senate Concurrent Resolution No. 3, entitled:

Providing for a Joint Session to receive any message that the Governor may have to offer.

And returned the same to the Senate.

The Sergeant-at-Arms announced the presence of the Hon. Speaker and Members of the House of Representatives.

They were admitted and seated.

JOINT SESSION

Mr. Chandler moved that the Senate go into Joint Session with the House.

Motion prevailed.

Mr. Holcomb moved that the President Pro Tem of the Senate act as the President of the Joint Session.

Motion prevailed.

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

Motion prevailed.

The President Pro Tem appointed Senator Chandler and Representative Holcomb to notify the Governor that the Legislature is in Joint Session to receive any message he may care to convey.

The Sergeant-at-Arm announced the presence of His Excellency, the Governor, C. Douglass Buck, accompanied by his Secretary of State, Walter Dent Smith.

The members of the two House arose to welcome the Governor.

The Governor proceeded to deliver the following message:

MESSAGE OF
HON. C. DOUGLASS BUCK
GOVERNOR OF DELAWARE
TO THE
ONE HUNDRED AND SIXTH GENERAL ASSEMBLY
OF THE STATE OF DELAWARE
*Members of the One Hundred and Sixth General
Assembly of the State of Delaware:*

Custom decrees that a departing Governor appear before the General Assembly and call the attention of the Legislature to the existing order of the State's affairs. The proof and bearing of the leadership for this session of the General Assembly should be and will be reflected by the inaugural message of the incoming Governor. The outgoing Governor should quietly and quickly withdraw to the background. Legislative thought must be directed to the future and not to the past. Civilization marches forward, not backward. Reflections backward are only permissible as an aid to going forward and the only reason why I should be permitted now to address you, is for the purpose of aiding in that march forward. Experience of the past is only an aid to the future, and the sole purpose that prompts the few thoughts expressed in this message is the wish that they may serve as some aid to you in the work that lies ahead.

Needless to say, I have no desire and it would be manifestly improper for me, upon this occasion to advance any suggestions that might trespass upon the rights of the incoming Governor as to any policy that he may wish to carry out. However, there are matters with which I am familiar, that merit your attention, which I shall endeavor hereinafter to present to you without, I trust, infringing upon the prerogatives of my successor.

General Fund

With the exception of a warrant for \$60,000 dated November 30, 1936, to the order of the U. S. Engineer's Office, authorized by Chapter 71, Volume 40, Laws of Delaware, the money to cover same having been recently borrowed from the Farmers Bank,—receipts and expenditures of the General Fund have been in balance during the last eighteen months. For the remaining six months of the second fiscal year covered by the last biennial budget, it is estimated that the same satisfactory situation as now pertains to the Fund will continue, unless the expenses connected with this session of the Legislature should exceed the sum budgeted for the item.

Budget

Following hearings last September and October, the Budget Directors meticulously prepared a tentative budget, which barring a few minor changes, has been approved by the Governor as received, and is now available for the consideration and guidance of your Joint Appropriations Committee. Certain figures in this report warrant your attention and among these are to be found the following: The estimated income to the General Fund for the first fiscal year of the next biennium is shown as being \$427,631.00 less than that actually received during the year ending June 30, 1936. This apparent loss of income is explained by reference to an Act of the 105th General Assembly, Chapter 15, Volume 40, Laws of Delaware, which provides for the diversion of approximately \$419,000.00 of franchise tax revenues, to the General Fund each year of the biennium.

Appropriations recommended for the next two years are \$755,171.95 less than the amount requested and based on these recommendations it will be found that the statement shows that as of July 1, 1939, the General Fund will have a deficit of \$1,170,242.84. However, this budget deficit should not actually occur. In fact, the Fund ought to show a substantial credit balance on June 30, 1939, if the Act, Chapter 15, Volume 40, is reenacted and the net receipts to the State from the State Racing Commission beginning this year and estimated at \$250,000.00 annually, hold to that figure through the racing season.

From the appropriation bill as recommended, certain welfare agencies and institutions have been omitted. There are in all eight such agencies, and as they are not State Departments, more than a majority vote is required for the passage of any bill carrying appropriations for them. For the fiscal year 1936-37 the appropriations granted these organizations totalled approximately \$95,248.00. In the event you should deem it necessary to approve most of the aforementioned grants in the sums requested, the budget will necessarily be increased, each of the two years, by the sum total of these grants.

It is suggested by the Attorney General that legislation be enacted which would give State Departments or agencies receiving monetary grants from the Federal Government, the right to withdraw from the State Treasury any monies so received for their use. An alternative, is to authorize the opening of special accounts.

Fiscal Suggestion

By reason of the budget situation above set forth, I respectfully offer the following simple suggestion as one way by which the State Budget within certain limits may be balanced over the next two years.

Re-enact the statute found in Chapter 15, Volume 40, Laws of Delaware, which provides for the diversion of Franchise Tax receipts to the General Fund to be used to meet the appropriations required of the State for Delaware College and the College for Colored Students.

The adoption of this suggestion will provide approximately \$437,149.00 annually, an amount sufficient to put the budget in balance.

Bonded Debt of the State

Since January 1, 1935, the State's bonded indebtedness has been increased \$427,000.00 by the sale of \$292,000.00 2 $\frac{1}{4}$ % interest bearing serial bonds and \$135,000.00 refunding State Highway Bonds. Conversely it was reduced by \$215,000.00 through the call and redemption on October 1, 1936, of \$190,000.00 2 $\frac{3}{4}$ % refunding State Highway Bonds and the redemption during the two calendar years, 1935-1936 of \$25,000.00 State Hospital and Women's College improvement bonds, and today the funded debt is \$3,162,000.00.

School Fund

Income from the operation and maintenance of our public schools is obtained from two sources—the State income tax and the annual tax levied on the stock of companies incorporated in Delaware—the franchise tax. During the depression years the income from each of these sources was adversely affected but even more alarming has been the decline in the revenue from the franchise tax occasioned by the action of many companies in changing the par value of their authorized stock from \$100 par or no par, to stock of a low par value. Meanwhile the school budget has had to be increased from year to year as new consolidations were effected and new schools opened. As a result, today we find the school fund in need of additional income if it is to adequately support the splendid system of public schools which the State has.

Mr. Pierre duPont, as chairman of the State Finance Commission, created by an act of the last General Assembly, has had an exhaustive study made of ways in which the franchise tax receipts might be safely and materially increased. At the time of writing this, his commission has prepared a tentative report and I think it safe to assume that the General Assembly will duly receive helpful recommendations from the members of this commission which it will do well to adopt.

As of June 30, 1937, it is estimated that the balance to the credit of the School Fund will be \$2,327,445.83. However, the school budget for the next two years as recommended, amounts to \$7,650,000.00 while the income for the same period is estimated to be \$6,011,304.00, a deficiency of \$1,638,696.00 in operating income. Assuming the foregoing figures to be approximately correct, the balance in the School Fund will be reduced by July 1, 1939 to about \$700,000.00.

School Bonds of the City of Wilmington and Special Districts

In 1931 the Delaware Legislature first passed an Act authorizing the redemption of district school bonds coming due the following biennium, with moneys appropriated from the State's School Fund. This same procedure has since been followed and so for six years taxpayers residing within these special districts have been spared direct tax upon their homes and other real property that would otherwise have been necessary. To continue this aid will require \$264,864.00 until the Legislature meets in 1939.

Highways

When speaking of highways, in my message to the 104th General Assembly which convened January 3, 1933, I said in part, "At the present time farm land, and in fact all real property in Delaware, with minor exceptions, is taxed for road purposes and on this work last year, the counties spent \$1,200,000.00, all of which money was raised by taxes on real estate." And continuing, I said—"I view this condition as an inexcusable injustice in these years when farm land and largely all it produces has depreciated in value to an extent unknown by anyone of this generation, while in the case of city and suburban real estate, owners already pay their proportionate share of road taxes through the State Motor Vehicle Department, as do likewise the farmers. I strongly urge that you take all road taxes off of real estate, where they do not belong, and let the necessary revenue to be raised be paid by those who use the highways. To provide this I suggest that the State tax on gasoline be increased from three to four cents a gallon. . . and forever free Delaware homes and farms from road taxes."

Two years later the 105th General Assembly adopted this recommendation even though the Federal Government in the interim had levied a tax of one cent on gasoline.

In 1934-35, revenue from the equivalent of one cent a gallon tax on gasoline amounted to \$405,570.86, in 1935-36, notwithstanding a 33½% increase in the State tax—the revenue which each cent thus produced was \$435,626.68.

In total revenue this meant an increase of \$525,794.13 in the receipts from the gasoline tax for 12 months. Furthermore the amount of gasoline consumed in the State during the first four months of this fiscal year is 18.5% more than that used during the same period last year. With all revenues to the Highway Department showing a substantial increase over those of a year ago, I recommend for your consideration a reduction of one cent in the tax on gasoline, effective as of July 1, 1937. This saving to the motorist would mean a reduction of at least \$450,000.00 in the revenue to the State Highway Department—a serious cut—yet I am prepared to believe that a one cent reduction in the tax will result in such an increase in consumption that the equivalent of one-half the loss incurred will be made up in increased sales.

Highway Fatalities

In the past ten years automobile accidents have cost the lives of 779 of our citizens and been responsible for the serious injury of 11,494 others. Last year our State record was the best in the country; this year it will be among the worst.

It is evident that all of our official and unofficial agencies must redouble their efforts to halt this staggering life loss. The increased appropriation which I have recommended for the motor vehicle department will enable a closer check up on and supervision of those drivers who repeatedly cause trouble. The provisions of our motor vehicle law providing for the revocation of the licenses of unsafe drivers must be increasingly invoked. The State Highway Department must continue its efforts to bring physical road hazards down to a minimum. The State and City Police must act unrelentingly against that small minority who endanger the lives of others by reckless speed, extreme carelessness and intoxication. It is gratifying to note that recent actions of our courts indicate that no leniency will be shown those who by criminal actions cause motor deaths.

The work of safety education produces great dividends. It must be promoted with increasing vigor both by our educational authorities and the Delaware Safety Council.

County Highway Bonds

Since 1927, by an Act of the General Assembly passed every two years, the State has assumed the responsibility for servicing the serial bonds originally issued by the Counties for the construction of State Aid highways and the re-construction and improvement of county roads. Of the various issues, a total of

\$6,290,000.00 are still outstanding, and it is respectfully suggested that by an Act of the Legislature the State Highway Department again be authorized and directed to service these bonds out of its revenues for the biennium beginning July 1, 1937.

Taxes

A recent review of Delaware tax laws allows me to mention that there are several of such laws that might be modified or repealed without incurring any appreciable or serious loss of revenue.

- A. **CAPITATION TAX.** This tax in itself is trivial and yet there are many citizens, I understand, who neglect to pay it and because of the small sums involved, its forced collection is unprofitable. The repeal of this County tax is recommended.
- B. **PROPERTY TAX.** There is a Delaware law which provides for a property tax—Section 1098 of the Revised Code of 1915. However, it is gratifying to report that I am unable to find that any taxes are now being collected under this Act, which fact in itself is sufficient reason to do away with it. It should be amended.
- C. **MANUFACTURERS' TAX.** As an added inducement to industry to locate in Delaware, I offer the suggestion that the so-called Manufacturer's tax of 1/40 of 1% upon aggregate gross receipts, be done away with. Industry looks upon the assessment as a nuisance tax, and since the revenue it produces is nominal—\$21,967.35 in 1936—its loss, it is thought, would be inconsequential in comparison to the degree of good will among industrialists that would be created by its repeal.

Delaware State Hospital

Two years ago the Legislature authorized the State to borrow \$325,000.00 for the erection of new buildings at six of its welfare institutions, one of them being the State Hospital.

The Act authorizing the bond issue was duly passed as were five of the six bills appropriating certain amounts to five of the institutions in need of additional buildings. The fourth enabling act, carrying an appropriation of \$35,000.00 intended for the State Hospital at Farnhurst was overlooked in the closing hours of the session. As a result of which, the Board of Trustees of the Hospital never received the sum it was intended they should have. I suggest the oversight be remedied at this session.

Capital Expenditures

It is generally understood that this Legislature will be asked to appropriate money for new buildings. In this connection permit me to call your attention to figures contained in the new budget which show that if appropriations are authorized for capital expenditures, such as new schools or new welfare buildings, it will be necessary for the State to borrow the money. Knowledge of this fact should assist you in arriving at certain decisions, which you will undoubtedly be called upon to make.

Permanent Old Age Benefits

The Federal Government has set up a Social Security law, part of the provisions of which became effective January 1, of this year, when a Federal tax was levied on employers' payrolls. To come under the provisions of this law, your attention is called to the fact that each State must enact collateral legislation that will supply supplementary payments.

Old Age Pensions

The One Hundred and Third General Assembly in 1931 passed an Act appropriating Two Hundred Thousand Dollars annually to those of our citizens who in their advanced years were found to be without sufficient means of support. Subsequent Legislatures have authorized similar appropriations, and within the calendar year the Federal Government made a grant to Delaware of an amount sufficient to match the State money dollar for dollar. The distribution of these funds through pensions has been most efficiently administered by the State Old Age Welfare Commission and it is generally considered, I think, that the small monthly remittances received by the 3034 old folks now on the pension rolls constitutes one of the State's most laudable welfare achievements.

Estimated revenues as forecast in the General Budget would seem to preclude any likelihood of the Legislature being able to increase this pension appropriation, but you will agree with me, I am sure, that it should be continued and must not be reduced.

Constitutional Amendment

In the interest of the State as a whole as well as those who will be a part of the Legislative Branch of our State Government in future years—I wish to leave with you a suggestion for an amendment to the State Constitution.

Amend Section 16 of Article III of the Constitution to provide that the work of an extraordinary session of the General Assembly shall be definitely limited to the business set forth in the Call issued by the Governor. Furthermore, delegate to the Governor, not alone the authority to convene, but the power, as well, to permanently adjourn, an extraordinary session of the General Assembly.

Delaware Swedish Tercentenary Commission

Pursuant to authority conferred by a Joint Resolution of the 105th General Assembly, a commission composed of eleven members was duly appointed to prepare tentative plans for a fitting celebration of the tercentenary celebration of the founding in 1638 of the first permanent settlement in Delaware.

The members of this commission have been busily occupied over a year and a half in the study and inauguration of tentative plans for the proposed celebration. They have prepared for submission to this Honorable Body, an interesting and concise report of their activities and embodied therein important and timely recommendations which, as citizens of the State, we can all subscribe to wholeheartedly. I respectfully submit, looking to the event, that I regard it as incumbent upon the State to obtain title to a suitable area of land surrounding "The Rocks" as recommended by the commission, and in order to properly finance the celebration, approval should be given for the appropriation of such a sum as the commission petitions. Upon arrival of the day to be fixed for the celebration, the eyes of this Nation and those of many other countries, will be upon Delaware and we should see to it that the State is prepared to play its part as host in a manner strictly in keeping with the important place it holds in the history of the birth and growth of a great and powerful Nation, these United States of America.

As my term of office draws to a close, I wish to leave with you a seemingly trivial suggestion, which if approved will, I believe, contribute much to the peace of mind, comfort and convenience of my successor. The recommendation is, that the State provide, for the exclusive use of the Governor, a suitable automobile with a full-time chauffeur to operate it. The dignity of the office warrants the service, and furthermore, experience teaches that it is next to impossible to accurately determine the cost to the State for the use of a privately owned car when used day in and day out for personal as well as official business.

Conclusion

I relinquish the office of Governor with mingled feelings of pleasure and appreciation. The pleasure is prompted by the thought that some of the things we had hoped to accomplish have been realized. The appreciation felt is for the opportunity granted me by the people of rendering some small service to my State, in return for the advantages it has given and the benefits received from the days of my childhood. No greater honor can come to any man than the bestowal of the confidence of the people, and no higher form of appreciation can be shown than to hold their trust inviolate. This I have tried to do.

And now the time has come to say good-bye to those who have so generously aided me in all my endeavors in behalf of the State. Whatever measure of success my administration may have had, has been made possible through the cooperation of these friends, and friends of good government in Delaware.

To my successor, I extend the hope that his administration will be prosperous and successful, and that his duties will afford him the same pleasure and satisfaction as have mine, and of a number of good wishes I should like to extend to him, one is, that the men and women who shall serve in his administration will be as loyal and faithful and hard working as those who have served with me during the past eight years.

Respectfully submitted,

C. D. BUCK

Mr. Chandler moved that the Secretary of the Senate and the Clerk of the House compared their Journals.

Motion prevailed.

The Journals were compared and found to agree.

Mr. Chandler moved that the two Houses do now separate.

Motion prevailed.

Mr. Chandler moved that the Senate recess until 1:30 o'clock P. M.

Motion prevailed.

Same Day, 1:30 o'clock P. M.

Senate met at expiration of recess.

At the direction of the President Pro Tem the following communication was read:

STATE OF DELAWARE

OFFICE OF THE STATE BOARD OF HEALTH

Dover, Del., January 15, 1937

Hon. William A. Simonton
President Pro Tem of the Senate
Dover, Delaware

Dear Sir:

The State Board of Health expects to be able to admit patients to the new infirmary building at Brandywine Sanatorium on Monday, January 25th. Arrangements are being made under which the new building will be open for inspection by visitors on the afternoons of Friday and Saturday, January 22nd and 23rd, at which time a fair proportion of the rooms will be fully equipped.

It may not be possible for the members of the Senate and the House previous to that time to make arrangements for the official visit to this State institution, which is made during each biennial session, but the State Board of Health would greatly appreciate the presence of Senators or Representatives on the afternoons above named.

Yours sincerely,

A. C. JOST

Executive Secretary

On motion for leave, Mr. Chandler introduced Senate Resolution No. 4, entitled:

SENATE RESOLUTION NO. 4

AUTHORIZING THE STATE LIBRARIAN TO FURNISH STATIONERY AND OTHER SUPPLIES.

BE IT RESOLVED, by the Senate of the One Hundred and Sixth General Assembly of the State of Delaware, that the State Librarian be and she is hereby authorized and directed to furnish to the Lieutenant Governor, the members of the Senate, the Secretary of the Senate, the Attorneys for the Senate, the Reading Clerk, the Bill Clerk, and the Secretary to the President Pro Tem of the Senate, stationery and other supplies, the cost of which shall not exceed the sum of Twenty-five Dollars (\$25.00) for each.

AND BE IT FURTHER RESOLVED, by the Senate, that the State Librarian be and she is hereby authorized and directed to furnish, to the other officials of the Senate, stationery and supplies, the cost of which shall not exceed the sum of Fifteen Dollars (\$15.00) for each.

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

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

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

YEAS — Messrs. Chandler, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—14.

NAYS—None.

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

On motion for leave, Mr. Chandler introduced Senate Resolution No. 5, entitled:

SENATE RESOLUTION NO. 5

IN REFERENCE TO PRIVILEGES OF THE SENATE FLOOR.

BE IT RESOLVED, by the Senate, that the privileges of the floor be accorded to the ex-members of the Senate, members and ex-members of the House of Representatives, the Governor, other State officers, and members of the Press.

AND BE IT FURTHER RESOLVED, by the Senate, that the privilege of the floor, to address the Senate or to confer with members of the Senate, may be granted to other persons by a majority vote of the Senate.

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

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

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

YEAS — Messrs. Chandler, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—14.

NAYS—None.

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

On motion for leave, Mr. Chandler introduced Senate Resolution No. 6, entitled:

SENATE RESOLUTION NO. 6

BE IT RESOLVED by the Senate of the State of Delaware in General Assembly met:

That the State Librarian be and she is hereby directed to deliver to the Document Clerk postage stamps in an amount up to and including Ten (\$10.00) Dollars.

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

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

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

YEAS — Messrs. Chandler, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—14.

NAYS—None.

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

On motion for leave, Mr. Chandler introduced Senate Resolution No. 7, entitled:

SENATE RESOLUTION NO. 7

AUTHORIZING THE COMMITTEE ON PRINTING TO HAVE PRINTING DONE.

BE IT RESOLVED, by the Senate, that the Committee on Printing be and it is hereby authorized and directed to have done, from time to time, such printing as may be necessary for the Senate.

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

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

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

YEAS — Messrs. Chandler, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—14.

NAYS—None.

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

Former Senator Neugebauer was recognized by the President Pro Tem and offered a seat on the floor.

Mr. Chandler moved that the Senate adjourn until Monday, January 18, 1937, at 10 o'clock A. M.

Motion prevailed.

⌘SIXTH LEGISLATIVE DAY⌘

Monday, January 18, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present—Chandler, Davis, Hannam, Maloney, Marshall, Matthews, Moody, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

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

Motion prevailed.

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

The Sergeant-at-Arms announced the presence of the Secretary of State, Walter Dent Smith.

The Secretary of State being admitted, delivered a message from the Governor.

EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

Same Day, Later

The Senate again convened in Regular Session.

Mr. Wright moved that the Senate recess at the call of the Chair.

Motion prevailed.

Same Day, 4 o'clock P. M.

Senate met at call of the Chair.

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

House Joint Resolution No. 3, entitled:

In reference to the inauguration of Richard C. McMullen as Governor and the expenses connected therewith.

And presented the same to the Senate.

The Chair presented House Joint Resolution No. 3, entitled:

In reference to the inauguration of Richard C. McMullen as Governor and the expenses connected therewith.

Mr. Chandler moved that the rules be suspended and the Senate take action on House Joint Resolution No. 3.

Motion prevailed.

On motion of Mr. Chandler, House Joint Resolution No. 3, entitled:

In reference to the inauguration of Richard C. McMullen as Governor and the expenses connected therewith.

Was taken up for consideration and read in order to pass the Senate.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Maloney, Marshall, Matthews, Moody, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered returned to the House.

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

House Concurrent Resolution No. 1, entitled:

In reference to a Joint Session to cover the inauguration of Richard C. McMullen.

And presented the same to the Senate.

The Chair presented House Concurrent Resolution No. 1, entitled:

In reference to a Joint Session to cover the inauguration of Richard C. McMullen.

Mr. Chandler moved that the rules be suspended and the Senate take action on House Concurrent Resolution No. 1.

Motion prevailed.

On motion of Mr. Chandler, House Concurrent Resolution No. 1, entitled:

In reference to a Joint Session to cover the inauguration of Richard C. McMullen.

Was taken up for consideration and read in order to pass the Senate.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Maloney, Marshall, Matthews, Moody, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered returned to the House.

The President Pro Tem announced he is about to sign:

House Concurrent Resolution No. 1.

House Joint Resolution No. 3.

Mr. Chandler moved that the Senate adjourn until 11 o'clock A. M., Tuesday, January 19, 1937.

Motion prevailed.

SEVENTH LEGISLATIVE DAY

Tuesday, January 19, 1937, 11 o'clock, A. M.

Senate met pursuant to adjournment. Lieutenant-Governor Corley presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present—Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

The President appointed Senators Chandler and Poore as a Committe to escort Lieutenant-Governor-elect Edward W. Cooch to the rostrum.

Chancellor Josiah O. Wolcott proceeded to administer the oath of office to Lieutenant-Governor-elect Edward W. Cooch, as follows:

State of Delaware,	} ss.
Kent County,	

I, EDWARD W. COOCH, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Lieutenant-Governor of the State of Delaware, according to the best of my ability.

And I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed or offered or promised to contribute any money or other valuable thing as a consideration or reward for the giving or withholding a vote at the election at which I was elected to said office.

EDWARD W. COOCH

Sworn to and subscribed before me this nineteenth day of January in the year of our Lord one thousand nine hundred and thirty-seven.

JOSIAH O. WOLCOTT

Chancellor

Lieutenant-Governor Roy R. Corley addressed the Senate as follows:

With the solemn and sacred obligation taken by Lieutenant-Governor Cooch my tenure in office closes.

Four years in office has made me more cognizant of the duties one owes his State. State or National Government will not advance unless the electorate becomes more vitally interested in legislative procedure.

To the Honorable Senators of the 106th General Assembly and those of the 104th and 105th with whom I was associated, I wish to express my sincere appreciation for their kindness and consideration. It has been a great pleasure to work with and for such men for our State. Your whole hearted cooperation will in future years be a cherished memory.

Lieutenant-Governor Edward W. Cooch addressed the Senate as follows:

When the term of a tried official comes to a close, and he is succeeded by another, it is incumbent on the new official to declare the policies which will guide him in the conduct of the office.

The Constitution of the State of Delaware designates the Lieutenant-Governor as President of the Senate. Having been chosen to that office by the people of this State, I accept its honors and assume its duties.

I am fully conscious of the fact that each member of the Senate, regardless of party, is the representative of an important section of our State, and as such is entitled to the full consideration of the presiding officer. This I stand ready to give.

Much legislation of importance will doubtless be presented for our attention. Due regard for the time of the members of the Senate, as well as of those having to appear before it, requires that the sessions begin on the hour appointed, and that the business be dispatched as speedily as its nature will permit. For this reason, the Senate will be called to order as promptly as a quorum can be obtained.

Let us proceed.

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

House Concurrent Resolution No. 2, entitled:

In reference to adjournment until Monday, January 25, 1937, at 11 o'clock, A. M.

And presented the same to the Senate.

The Chair presented House Concurrent Resolution No. 2, entitled:

In reference to adjournment until Monday, January 25, 1937, at 11 o'clock, A. M.

Mr. Chandler moved that the rules be suspended and the Senate take action on House Concurrent Resolution No. 2.

Motion prevailed.

On motion of Mr. Kelly, House Concurrent Resolution No. 2, entitled:

In reference to adjournment until Monday, January 25, 1937, at 11 o'clock, A. M.

Was taken taken up for consideration and read in order to pass the Senate.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

The Sergeant-at-Arm reported the presence of the Speaker of the House and its Members.

They were seated.

JOINT SESSION

In pursuance to House Concurrent Resolution No. 1 the two Houses met in Joint Session.

Mr. Holcomb moved that the President of the Senate act as President of the Joint Session.

Motion prevailed.

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

Motion prevailed.

The President ordered the reading of communications from the Chamber of Commerce, Wilmington, Del., and the Kiwanis Club of Georgetown, Del.

The clerk proceeding with the reading of the communications.

Mr. Holcomb rose to a point of order, calling the President's attention that the reading of these communication was not in order at this time.

So ruled by the President.

Mr. Holcomb moved that the Joint Session recess and reconvene in fifteen minutes at the Dover Opera House for the purpose of attending the administering of the oath of office to Governor Richard Cann McMullen and to receive the Governor's Inaugural Address.

Motion prevailed.

Same Day, 12 o'clock, Noon

The Joint Session met in pursuance to motion of recess.

Prayer was offered by the Rev. Marion W. Marine.

Upon the arrival of the Governor the oath of office was administered by Chancellor Josiah O. Wolcott, as follows:

State of Delaware, }
Kent County, } ss.

I, RICHARD CANN McMULLEN, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Governor of the State of Delaware, according to the best of my ability.

And I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, or offered or promised to contribute, any money or other valuable thing as a consideration or reward for the giving or withholding a vote at the election at which I was elected to said office.

RICHARD CANN McMULLEN

Sworn to and subscribed before me this nineteenth day of January in the year of our Lord one thousand nine hundred and thirty-seven.

JOSIAH O. WOLCOTT
Chancellor

The Governor proceeded to deliver his Inaugural Message, which follows:

INAUGURAL ADDRESS

HONORABLE RICHARD CANN McMULLEN
GOVERNOR OF DELAWARE

*Mr. President, Members of the General Assembly and
My Fellow Citizens:*

Custom does not require, neither does wisdom approve, that the Governor should, at the first moment of his installation in office, lay before the people and their representatives a detailed program of policies and measures which is in his judgment are calculated, if accepted, to promote the best interests of the State and to advance the common welfare of its citizens.

Following the precedents of the past, it is not therefore my purpose on this inaugural occasion to make specific recommendations to the members of the General Assembly of Legislative measures which I deem worthy of their consideration. As time progresses, I expect, during the continuance of the present session of the One Hundred and Sixth General Assembly, to be able

to communicate suggestions, either by formal message or otherwise, which in my view, and I hope in the view of the members of the Senate and House of Representatives, will, if translated into action, prove to be of constructive value to our State.

The oath which I have just taken, to perform the duties of the high office of Governor to the best of my ability, I do not regard as a mere formal requisite to my induction into office. It rests with all the solemnity of its implications upon my heart and conscience. Whatever the problems of the next four years may be, however great may be their controversial aspects, if any, I embrace the opportunity which this occasion affords—to assure my fellow citizens that I shall approach the solution of the problems in a spirit harmonious with the obligations of the oath; and I bespeak from those who may disagree with me a belief that any course of action which I may have followed, even though it lacks the approval of their judgment, was nevertheless pursued by me in the light of sincere conviction.

Under our system of Party Government, custom has rather firmly established it as an unyielding practice, that, upon the shifting of power from one political party to another, the new administration should appoint its adherents to the offices heretofore filled by its opponents. No one can reasonably expect me, under the present circumstances, to be exempt from the practical exactions of this custom. Members of my party have been the victims of its operation in the past. They have the right then, which all must recognize, of becoming its beneficiaries in the present. I shall experience no personal exultation, however, in being the instrument whereby many who have been employed by the State in years past will now find themselves under the necessity of seeking employment in other fields. To a man of feeling, Victory—whether in politics or in other fields of endeavor—when gained at the expense of others, is always tinged with a shade of sadness.

I subscribe to the doctrine of President Cleveland that a public office is a public trust, and in the exercise of the Governor's appointive power, I shall seek to select persons for appointment whose conception of public office recognizes that its duties are to be administered in trust for the people.

While it is not my purpose, as I have already stated, at this time to undertake to make any recommendations to the Legislative branch of the State Government of specific measures, there is one subject of such immediate importance, in view of the commencement of a new Legislative Session, that brief reference thereto in a very general way is, in my judgment, not only opportune but highly advisable. I refer to the question of the State finances.

The finances of a state are in one outstanding particular the same fundamentally as are the financial problems of any business enterprise. In the particular to which I refer, the problem is one of income and outgo. No business enterprise can long endure if the volume of its expenditures exceeds the volume of its income. If a business disregards this fundamental principle, its end is insolvency. If a State disregards it, repudiation, loss of credit, and the impairment of governmental functions are the inevitable result.

There must be a balancing of public expenditures against public revenues. We owe it to the generations which are to follow us in this beloved State of ours not to leave them the heritage of a heavy burden of debt, a governmental structure impaired by poverty and rendered impotent thereby to carry on the reasonable public services which but for the financial imprudence of ourselves, the State would be able adequately to render.

Most of the discussion of public finance deals only with the income side of the problem—how to secure more income. I suggest that the General Assembly and the Governor address themselves with earnest care to the outgo side of the problem—how to keep expenditures within the limits of reasonably anticipated but not oppressively levied revenues.

I, therefore, appeal to the General Assembly to cooperate with me in striving to practice economy in administering the business affairs of the State which the people of the State have entrusted to our care.

In saying this, I do not wish to be understood as advocating the policy of a parsimonious attitude toward public services which are essential to the welfare of the people and which it is the duty of a well governed State to supply. Those public activities which it is the duty of the State to perform should not, of course, be suffered to be unreasonably abated. At the same time, it is always an inquiry of sensible significance to ask how much can we afford to spend even in behalf of concededly meritorious causes.

If in any respect the primary functions of Government are in need of new machinery and as a consequence thereof of more liberal appropriations for their efficacious operation, it would be a penny-wise and pound-foolish policy for the responsible authorities to withhold, in the interest of economy, the legislative measures necessary for effecting the needed improvement.

What we should be on our guard against is not the disposition to distinguish between the dispensable and the indispensable, but the consequent inclination to be generously free handed with all.

It was only a few years ago that our treasury was so replete with funds that many of our people thought our current and future revenues would be ample to support ambitious projects and ever-expanding programs. So delusive are present revenues as an indication of future resources that in the short space of a few years after our financial situation appeared so rosy, the Legislature was forced to authorize borrowing to replenish the general fund out of which the operating expenses of the State are defrayed. It authorized the borrowing from the Farmers Bank of a sum up to Seven Hundred Thousand Dollars to meet any casual deficiency in the general fund from February 1935 to the end of the fiscal year, June 30, 1936. And it authorized the borrowing for the benefit of the general fund of as much as Fifty Thousand Dollars in any one month during the six months after July 1, 1935 from the Highway fund and for a like period as much as One Hundred Thousand in any month from the school fund, the total in the case of the Highway fund not to exceed Six Hundred Thousand Dollars and the total in the case of the School fund not to exceed Four Hundred Thousand Dollars. I understand that this power was never exercised.

I refer to these facts not in the spirit of criticism, but solely to emphasize the point that as late as February 1935 the responsible authorities of the State were so alarmed over the immediate situation of the general fund that they deemed it wise to authorize those large borrowings for its benefit.

It thus appears from this brief recital that in a short space of time it is quite possible for the public finances to turn from a state of optimistic security to one of rather gloomy uncertainty.

This recent experience ought to admonish us to exercise a wise discretion in the projects we select for our appropriations and in the amounts we should allow to those which pass the muster of our approval.

What I have just concluded saying is all that I care to say at this time upon subjects which are for legislative consideration. I wish to emphasize the importance of a wise but not foolish economy in our conduct of the State's business by making this subject the sole topic of my present recommendation to the Legislature for its careful consideration.

Under the superior leadership of Franklin D. Roosevelt the chaos and the fear that enveloped the country have disappeared and in their wake one finds happiness and the sunshine of a new born era having as a foundation confidence which has spread into the hearts and minds of men.

As Chief Executive of this State, I shall endeavor at all times to work in cooperation and complete harmony with our Representatives in Congress relative to our National Administration and consider it my duty always to see that Delaware receives its rightful recognition as a State within this Union.

We are fortunate in that within our boundaries there are located many large and successful industries, fertile soil, and many other advantages which supply the necessities for the comfort and well being of our people, and we can with pride look back as far as colonial times and say that we have kept faith with the ideals and principles of those illustrious men and women whose heritage is ours.

It has been thirty-six years since a Democrat occupied the Gubernatorial chair. I was nominated for the office of Governor by the Democratic Party. I was elected as a Democrat. I suppose it is but natural for the Democrats of the State to experience a sense of exuberance when they reflect that long deferred victory has at last perched upon their banners. I would expose myself as a pretender if I professed not to share in the exhilaration of spirit which animates the rank and file of the party which honored me as its choice as Governor. But, my fellow citizens, as deeply sensitive as I am of the political obligation that rests upon me, I believe I shall be able to mark the boundaries which define the legitimate limits beyond which political considerations have no right to trespass.

The Governor of Delaware is not the Governor of a political party. He is the Governor of this State, which embraces within its citizenry men and women of all political persuasions, of varying stations in life, and of divers views. I very sincerely covet from my fellow citizens, regardless of their stations in life, whether they be among the rich or poor, a deserved reputation among them of being a Governor who strives as best he may to administer the affairs of state with an eye single to its welfare and with a solicitude that the confidence which has been so conspicuously reposed in him shall at the end of his term of service be generally conceded not to have been misplaced.

With this spirit I approach my task. I believe a similar spirit animates those with whom I must collaborate in the conduct of the State business. I anticipate pleasant relations with the members of the General Assembly. Though the Senate is in control of gentlemen who are of the opposing political party to mine, yet I anticipate no difficulty on that score, for I attribute to the Republican members of the Legislature the same loyalty to the State and the same zealous regard for its welfare which I claim for those of my own party and for myself.

To the end that our State may receive the benefits of the best in government that disinterested fidelity on the part of all its officials is able within the limits of the State resources to give it, I solicit the cooperation, not only of the members of the General Assembly and of the various officials entrusted with responsibility, but as well also of all our fellow citizens; and to the same end, I humbly invoke the guidance of that Divine Power to which we all must look for support in times of stress and for illumination in the hours of darkness.

RICHARD CANN McMULLEN
Governor

The President instructed the Secretaries to compare Journals.

The Journals were compared and found to agree and the Secretary of the Senate so notified the President.

Mr. Simmons moved that the Joint Session dissolve.

Motion prevailed.

Same Day, 1:30 o'clock, P. M.

The Senate met in regular session.

Mr. Simonton advised the President that it was now in order to read the communications.

The clerk proceeded to read the following:

CHAMBER OF COMMERCE
WILMINGTON, DELAWARE

January 16, 1937

Hon. William A. Simonton,
President Pro Tempore,
The Senate,
General Assembly,
Dover, Delaware.

My dear Senator:

The Annual Dinner of this organization in celebration of our one hundredth anniversary will be held at the Hotel duPont, Wednesday, February 24, 1937, at 7:00 P. M.

Our guest speaker will be Mr. Harper Sibley, President of the Chamber of Commerce of the United States, Washington, D. C.

Other honor guests will be some 35 presidents of firms that have come into Delaware during the past year.

We take this occasion as an official welcome to these new companies.

On behalf of our Board of Directors I am extending a cordial invitation to the honorable members of the Senate to be our guests on this occasion.

Trusting that you will find it convenient to accept, I am with every esteem

Very truly yours,

GERRISH GASSAWAY

Manager

Mr. Simonton moved that the invitation be accepted.

Motion prevailed.

The clerk proceeded to read the following:

KIWANIS CLUB OF GEORGETOWN

Georgetown, Del., January 16, 1937

State Senate

Dover, Delaware

Dear Senators:

The Kiwanis Club of Georgetown unanimously voted to endorse an Armory for our community. We hope that your Honorable Body will, if possible, construct such a building in the Town of Georgetown.

Very truly yours,

ALBERT EARLEY

Secretary Kiwanis Club

Mr. Simonton moved that the communication be filed.

Motion prevailed.

The Sergeant-at-Arms reported that the Secretary of State awaited.

The Secretary of State was admitted and delivered a message from the Governor.

EXECUTIVE SESSION

Mr. Sylvester moved that the Senate go into Executive Session.

Motion prevailed.



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

Senate met in regular session.

Mr. Poore moved that the Senate adjourn until Monday, January 25, 1937 at 11 o'clock, A. M.

Motion prevailed.

EIGHTH LEGISLATIVE DAY

Monday, January 25, 1937, 11 o'clock, A. M.

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

Mr. Chandler moved that the Senate recess until 1:30 o'clock P. M.

Motion prevailed.

Same Day, 1:30 o'clock P. M.

Senate met at expiration of recess.

Mr. Simonton presented the following list of Senate Committees, which was ordered read.

STANDING COMMITTEES OF SENATE

ACCOUNTS

Messrs. Hannam, Chairman; Walls, Matthews, Chandler, Moore.

AGRICULTURE

Messrs. Walls, Chairman; Matthews, Maloney, Chandler, Thomas.

BANKING AND INSURANCE

Messrs. Ross, Chairman; Matthews, Wright, Davis, Sylvester.

BUILDINGS AND HIGHWAYS

Messrs. Hannam, Chairman; Marshall, Matthews, Walls, Kelly.

ELECTIONS

Messrs. Marshall, Chairman; Steele, Hannam, Matthews, Kelly.

EXECUTIVE

Messrs. Wright, Chairman; Ross, Chandler, Walls, Thomas.

FINANCE

Messrs. Ross, Chairman; Hannam, Maloney, Chandler, Poore.

FISH, OYSTERS AND GAME

Messrs. Maloney, Chairman; Wright, Davis, Ross, Sylvester.

PRIVATE CORPORATIONS

Messrs. Simonton, Chairman; Steele, Marshall, Wright, Poore.

MUNICIPAL CORPORATIONS

Messrs. Steele, Chairman; Maloney, Marshall, Ross, Kelly.

CLAIMS

Messrs. Chandler, Chairman; Maloney, Steele, Ross, Moody.

EDUCATION

Messrs. Wright, Chairman; Maloney, Chandler, Steele, Sylvester.

JUDICIARY

Messrs. Chandler, Chairman; Steele, Marshall, Wright, Moody.

LABOR

Messrs. Steele, Chairman; Wright, Davis, Walls, Kelly.

MISCELLANEOUS

Messrs. Simonton, Chairman; Wright, Marshall, Maloney, Poore.

PASSED BILLS

Messrs. Walls, Chairman; Marshall, Hannam, Davis, Moore.

PRINTING AND SUPPLIES

Messrs. Davis, Chairman; Steele, Maloney, Chandler, Poore.

PUBLIC HEALTH

Messrs. Marshall, Chairman; Ross, Hannam, Walls, Moody.

PUBLIC LANDS

Messrs. Matthews, Chairman; Ross, Steele, Davis, Moore.

REVISED STATUTES

Messrs. Maloney, Chairman; Walls, Hannam, Steele, Poore.

RULES

Messrs. Matthews, Chairman; Simonton, Davis, Hannam, Moody.

TEMPERANCE

Messrs. Simonton, Chairman; Wright, Ross, Matthews, Kelly.

On motion for leave, Mr. Chandler introduced Senate Resolution No. 8, entitled:

SENATE RESOLUTION NO. 8

FOR APPOINTMENT OF JANITOR.

BE IT RESOLVED by the Senate, that Thomas Day be and he is hereby appointed Janitor for all that portion of the Legislative Building under the care and control of the State Senate.

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

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

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

YEAS — Messrs. Chandler, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Mr. Wright, on motion for leave, introduced Senate Joint Resolution No. 1, entitled:

SENATE JOINT RESOLUTION NO. 1

Authorizing the Governor to appoint a Commission to plan and to execute its plan for the Celebration of the Three Hundredth Anniversary of the Founding of First Permanent Civilized Settlement in the State of Delaware.

Mr. Wright moved that so much be considered the first reading of Senate Joint Resolution No. 1.

Motion prevailed.

Senate Joint Resolution No. 1 was read the second time by title only, and referred to the Committee on Miscellaneous.

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

An Act providing for the sale and distribution of the Revised Code of Delaware, 1935.

Mr. Chandler moved that so much be considered the first reading of the bill; also that the rules be suspended.

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

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

YEAS — Messrs. Chandler, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

On motion of Mr. Chandler, Senate Bill No. 1, entitled:

An Act providing for the sale and distribution of the Revised Code of Delaware, 1935.

Was taken up for consideration in order to pass the Senate.

Mr. Chandler moved that so much be considered the third reading of Senate Bill No. 1.

Motion prevailed.

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

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

YEAS—Messrs. Chandler, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Chandler, on motion for leave, introduced Senate Bill No. 2, entitled:

An Act to amend Chapter 44 of the Revised Code of Delaware, 1935, in reference to valuation and assessment of property and exempting personal property from taxation and assessment for public purposes.

Mr. Simonton moved that Senate Bill No. 2 be referred to a Committee.

Motion prevailed.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 3, entitled:

An Act proposing an amendment to Article 8 of the Constitution of the State of Delaware, in reference to Capitation Tax.

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

Mr. Chandler moved that the Senate adjourn until Tuesday, January 26, 1937, at 12 o'clock, noon.

Motion prevailed.

•NINTH LEGISLATIVE DAY•

Tuesday, January 26, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Members Present — Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright — 15.

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

Motion prevailed.

Lieutenant-Governor Cooch proceeded to give the oath of office to the following:

The State of Delaware,	} ss.
Kent County,	

I, THOMAS H. DAY, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Janitor for the Senate in the General Assembly of the State, according to the best of my ability.

THOMAS H. DAY.

Sworn and subscribed to this 25th day of January, A. D. 1937.

EDWARD W. COOCH
President of the Senate

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

Mr. Marshall, on motion for leave, introduced Senate Bill No. 4, entitled:

An Act to authorize the Recorder of Deeds in and for Sussex County to make new Indices for Mortgages.

Mr. Wright moved so much be the first reading of the bill.

Motion prevailed.

The bill was read a second time by title only and referred to the Committee on Miscellaneous.

Mr. Chandler presented a communication to be read and inserted in the Journal, as follows:

STATE OF DELAWARE
OFFICE OF SECRETARY OF STATE

Dover, Delaware, January 25, 1937

To the Honorable
The Senate
The 106th General Assembly of the State of Delaware
Gentlemen:

I have the honor to submit herewith copy of the annual reports of the Board of Parole of the State of Delaware for the years ending June 30, 1935 and June 30, 1936.

Respectfully yours,

CHARLES L. TERRY, JR.

Secretary of State

ANNUAL REPORT—JUNE 30, 1935

Wilmington, Delaware, June 30, 1935

To the President and Members of
The Board of Parole of Delaware,

Gentlemen:

I submit for your consideration this, the Twelfth Annual Report of the operations of your Board.

This report, as you doubtless know, includes the operations of Parole for the second full year in both Kent and Sussex Counties. During the year there were ten meetings of the Board held

at the New Castle County Workhouse, and four meetings were held at the jails in Kent and Sussex Counties. The meetings in Kent and Sussex Counties were held in the months of September, December, March and June, and the meetings at the New Castle County Workhouse are scheduled to be held on the first Friday of each month.

The difficulty of securing employment for those paroled has been greater during the past year than heretofore. This difficulty is particularly noticeable in Wilmington. The only section of the State that has shown any improvement in this line is in the rural section of the State, and even in the agricultural portions of the State the demand for additional labor is only seasonal.

Your Board is dealing with the lower element of society, and one of the chief problems is to bring those who are fortunate enough to secure parole to understand that they are only prisoners at large and still under the jurisdiction of the Trustees of the New Castle County Workhouse, and the Sheriffs of Kent and Sussex Counties, and may be returned to one of those institutions for the violation of law or the Rules of your Board.

For the past twelve months there were three who violated their parole. One of these is now incarcerated in the State Penitentiary of Virginia, one is at large in the State of Maryland, the other has been given another chance to make good by your Board.

There were 89 applications considered by your Board during the year, nine more than the year ending June 30th, 1934. Of those considered, Forty-one (41) were granted and Forty-eight (48) were refused parole.

Of the Forty-one who were granted parole, three (3), as stated above, violated parole. On the basis of the actual number paroled by the Board during the year, 92.7% may be credited with good records. It is still evident that those who have served long terms of imprisonment make much the best record on parole. The longer terms of incarceration seem to have sunken in and made the most lasting impression.

The total number on parole during the year was Seventy-three (73), thirteen more than for the year previous.

The total expenses of the Board for the year were \$3,072.13.

As heretofore, the Board has taken credit for the amount saved the several Counties of the State through the operation of parole.

The total savings to the Counties, as will be observed, was \$12,714.00, while the total cost of operating the system to the State was \$3,072.13. It is therefore apparent that for every dollar spent in the operation of the system there was saved to the citizens of the State \$4.13.

As heretofore, the names of all paroled persons have been withheld in the report and a number substituted therefor. This is done for the reason that this report must become public and the paroled person who is actually trying to reform is deserving of protection from the comments of the curious. This would not be possible if names were given rather than numbers.

The Appropriations and Expenditures of the Board for the year were as follows:

	<i>Budget</i>	<i>Expenditures</i>	<i>Balance</i>
Salary of Board Members...	\$ 360.00	\$ 378.00	
Salary of Secretary and Parole Officer	2,400.00	2,160.00	
Salary and Wages (clerk) ...	85.00	75.00	
Office Expenses	35.00	34.99	
Travel	450.00	424.14	
Totals	\$3,330.00	\$3,072.13	\$257.87

The following schedule shows the number of the person on parole, the date of the expiration of parole, the number of days on parole during the year ending June 30th, 1935, and the individual and grand totals saved to the Counties by parole:

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1	7-25-23	Life	365	1.00	365.00
16	8-15-23	Life	365	1.00	365.00
18	1-16-27	Life	365	1.00	365.00
51	1-8-24	Life	365	1.00	365.00
864	12-1-31	6-10-36	365	1.00	365.00
894	9-2-32	Life	365	1.00	365.00
908	7-2-32	12-2-35	365	1.00	365.00
972	10-7-32	6-24-36	365	1.00	365.00
980	11-4-32	Life	365	1.00	365.00
990	2-3-32	Life	365	1.00	365.00
994	4-7-33	3-16-35	259	1.00	259.00
1008	6-2-33	6-4-35	339	1.00	339.00
1016	7-10-33	8-27-35	58	1.00	58.00
1021	7-18-33	3-26-37	365	1.00	365.00
1032	10-3-33	10-5-35	231	1.00	231.00

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1034	10-6-33	7-13-34	13	1.00	13.00
1038	11-3-33	7-6-36	365	1.00	365.00
1044	12-16-31	12-9-34	162	1.00	162.00
1047	1-5-34	8-7-34	38	1.00	38.00
1053	2-7-34	9-16-34	78	1.00	78.00
1055	2-5-34	Life	365	1.00	365.00
1057	2-3-34	Life	365	1.00	365.00
1058	2-12-34	8-31-34	62	1.00	62.00
1062	2-2-34	9-20-34	82	1.00	82.00
1063	3-28-34	9-17-34	79	1.00	79.00
1066	3-28-34	9-10-34	72	1.00	72.00
1068	8-27-34	8-27-35	307	1.00	307.00
1069	4-7-34	1-24-35	208	1.00	208.00
1070	4-6-34	1-19-35	203	1.00	203.00
1072	4-6-34	7-31-34	31	1.00	31.00
1073	4-6-34	7-29-34	29	1.00	29.00
1082	5-4-34	9-3-34	65	1.00	65.00
1083	5-12-34	12-23-34	176	1.00	176.00
1086	6-10-34	9-13-34	75	1.00	75.00
1088	6-27-34	12-1-34	154	1.00	154.00
1089	6-27-34	12-15-34	171	1.00	171.00
1091	7-15-34	7-14-37	350	1.00	350.00
1093	7-20-34	1-7-35	171	1.00	171.00
1094	7-6-34	12-16-34	163	1.00	163.00
1098	7-6-34	10-18-34	104	1.00	104.00
1099	7-9-34	10-18-34	101	1.00	101.00
1100	8-21-34	7-28-36	17	1.00	17.00
1101	9-7-34	1-5-35	120	1.00	120.00
1102	9-7-34	1-5-35	120	1.00	120.00
1114	10-9-34	11-9-36	264	1.00	264.00
1115	10-5-34	5-6-35	213	1.00	213.00
1116	10-5-34	2-1-35	119	1.00	119.00
1117	10-6-34	5-7-35	213	1.00	213.00
1118	10-6-34	5-7-35	213	1.00	213.00
1119	11-10-34	10-5-35	232	1.00	232.00
1121	10-6-34	10-6-36	267	1.00	267.00
1123	10-2-34	3-30-35	179	1.00	179.00
1124	10-3-34	3-4-35	152	1.00	152.00
1136	2-2-35	6-3-35	121	1.00	121.00
1137	1-9-35	7-5-36	172	1.00	172.00
1138	1-25-35	9-3-35	156	1.00	156.00
1139	2-1-35	5-27-35	46	1.00	46.00
1142	2-5-35	11-2-35	145	1.00	145.00
1144	2-16-35	6-17-35	121	1.00	121.00
1145	2-16-35	6-17-35	121	1.00	121.00

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1151	3-5-35	8-4-35	117	1.00	117.00
1152	3-5-35	8-4-35	117	1.00	117.00
1153	4-8-35	8-8-35	83	1.00	83.00
1154	5-18-35	12-23-35	43	1.00	43.00
1157	4-5-35	3-15-36	86	1.00	86.00
1158	4-5-35	1-19-36	86	1.00	86.00
1162	4-5-35	7-27-35	86	1.00	86.00
1167	4-12-35	8-12-35	79	1.00	79.00
1169	5-17-35	5-10-36	44	1.00	44.00
1170	5-15-35	9-16-35	46	1.00	46.00
1174	6-16-35	12-14-36	14	1.00	14.00
1177	6-17-35	10-17-35	13	1.00	13.00
1178	6-12-35	10-13-35	18	1.00	18.00
Totals			12,714		\$12,714.00

In the prosecution of the work of your Board, your Secretary and Parole Officer traveled more than 9,500 miles. The handling of parole cases from the jails of Kent and Sussex Counties increased, to a considerable extent, the number of miles traveled.

Respectfully submitted,

JAMES W. ROBERTSON
Secretary

ANNUAL REPORT—JUNE 30, 1936

Wilmington, Delaware, June 30th, 1936

The President and Members
Of the Board of Parole,

Gentlemen:

I submit for your consideration the Thirteenth Annual Report of the operations of your Board.

This report includes the results of the Parole system of the entire State of Delaware for the year ending June 30th, 1936. During the year there were eleven meetings of the Board held in New Castle County, and four meetings of the Board held at the county jails in Kent and Sussex Counties. The meetings of the Board in Kent and Sussex Counties were held in the months of September, December, March and June, and the meetings in New Castle County were held according to the rules of the Board, on the first Friday of each month, excepting the month of September, 1935.

The laws of the State and the rules of your Board, while not tyrannical, are, nevertheless, sufficiently plain and forceful in giving to your Board the power to deal with parole violators. This power has been invoked on four occasions during the past year. Your Board, as has been said before, is dealing with the lower element of society, and one of the major problems is to bring those under parole to understand that they are still prisoners, though unconfined, and still under the jurisdiction of the Warden of the New Castle County Workhouse, the Sheriff of Kent County, or the Warden of the Sussex County Jail.

The problem of employment has eased somewhat from that of last year, and it has been easier to secure work and homes for those on parole. This is especially true in the farm sections of the State.

There were 107 applications considered by your Board, 55 of which were granted and 52 refused parole. The color and sex of the applicants were as follows:

White	Male.....	36	Female.....	3	39
Colored	Male.....	62	Female.....	6	68
					<hr/>
Total.....					107

Of the 55 granted parole during the year, four violated parole. On the basis of the actual number paroled, 92.72% must be credited with good records. The total number on parole during the year was 81, eight more than during the previous year.

During the past twelve months there were four violations of parole. No. 1173 was paroled from the New Castle County Workhouse, August 7th, 1935. A home and employment were secured for him near Hockessin, Delaware. This prisoner violated his parole on November 1st, 1935, by leaving the State of Delaware without permission of the parole officer, and by failing to report at the time specified. His whereabouts remained unknown, although diligent search was made for him, until March 18th, 1936, when he was apprehended and placed under arrest by one of the Workhouse guards and returned to that institution. Our investigation of his actions during the time he was on parole developed that he had not committed any crime. On April 10th, 1936, he was given a hearing by the Board and after his plea the Board instructed the Secretary to notify him that he could make application for parole again only after the expiration of six months from that date.

No. 1189 violated his parole as of October 18th, 1935, and was committed to the New Castle County Workhouse by Magistrate Cramer of New Castle, having been adjudged guilty of the

reckless driving of an automobile. The Board decided that the prisoner be required to serve out the sentence imposed by the Court plus the loss of all accumulated good time.

No. 1198 violated his parole as of January 17th, 1936, by leaving the State of Delaware against definite instructions of the Board and by failing to report as directed by the parole officer. He was located in Trenton, New Jersey, by the Sheriff of Kent County and brought back to the Kent County Jail on January 17 by the Sheriff. Although the Board was unable to find that he had committed any crime during the period he was on parole, it was decided that the prisoner should serve out the sentence as imposed by the Court, together with the loss of all accumulated good time.

No. 1199 was declared to have violated his parole as of January 9th, 1936, by having committed larceny of chickens. As he was in jail awaiting the action of the Court, the Board took no further action in his case.

Three cases of tuberculosis were brought to our attention during the past year. In two of these cases, the Board found it necessary to take prompt action, if the lives of the affected were to be prolonged.

No. 1184 was paroled in the regular way on June 30th, 1935, but developed tuberculosis and it was necessary to permit him to leave his place of employment and go to his father's home for rest and treatment. He died, however, on March 1st, 1936.

No. 1249 was paroled on February 25, 1936, after he had served part of a five year sentence, in order that he might receive hospital treatment. He is still suffering from that dread disease and is, at this time, a patient in the Edgewood Sanatorium.

No. 1264 was paroled from the Kent County Jail on April 3rd, 1936, suffering from an advanced case of tuberculosis. He was removed to Edgewood Sanatorium on April 10th, and died on April 14th, 1936.

As heretofore, the names of all paroled persons have been withheld in this report and a number substituted therefor. This is done for the reason that this report will become public, and a parole person is deserving of protection from the comments of the curious. This would not be possible if names were used instead of numbers.

The Appropriations and Expenditures for the Board for the year follows:-

	<i>Budget</i>	<i>Expenditures</i>	<i>Balance</i>
Salary of Board Members....	\$ 360.00	\$ 342.00	
Salary of Parole Officer.....	2,400.00	2,280.00	120.00
Clerk	85.00	75.00	
Office Expenditures	35.00	18.80	
Travel Expenses	450.00	494.20	
	<hr/>	<hr/>	
	\$3,330.00	\$3,210.00	
Unexpended Balance...		120.00	
		<hr/>	
		\$3,330.00	

In accordance with the above, our entire budget was absorbed during the year with the exception of \$120.00 in the salary account of the Secretary, leaving the salary and mileage of the members of the Board unpaid for the meeting in May, 1936, and two meetings in June, 1936. One of the June meetings was the attendance of the Board at the two jails in the two lower counties. Upon bringing this matter to the attention of the State Auditor, the Secretary was informed that the \$120.00 balance could not be transferred to any other account and reverted to the Treasury of the State. The following is an itemized account of the unpaid items mentioned above, in addition to a small balance due the Secretary for traveling expenses:-

*Salary, Mileage of Members Unpaid
and*

Balance Due Secretary for Traveling Expenses

	<i>Meetings</i>		<i>Mileage</i>	<i>Total</i>
Newlin T. Booth3 @ \$9.50	\$28.50		\$11.28	\$39.78
Howard F. Callaway..2 @ \$9.50	\$19.00		\$15.18	\$34.18
Maldeman C. Stout...3 @ \$9.50	\$28.50		\$1.92	\$30.43
Balance of traveling expenses of Secretary.....				\$17.90
				<hr/>
				\$122.28

Mileage is charged at the rate of 6c a mile.

At this time, when parole systems are the subject of much unfavorable comment, your Board is most seriously concerned with its duties to the State, to the prisoner, and to society. The decisions either for or against parole have been made after very careful consideration of all available aspects and information and, in each instance, the merits of the case have been the deciding factors.

In addition to the most important objective of parole, rehabilitation of the prisoners, the Board calls attention to the amount saved to the Counties of the State through the operation of the parole system.

The total savings to the Counties, as will be observed, was \$14,779.00, while the total cost of operating the system was \$3,210.00. It will be seen that for every dollar spent in the operation of the parole system there was saved to the citizens of the State, \$4.60.

The following schedule shows the number of persons on parole, the date of the expiration of parole, the number of days on parole during the year ending June 30th, 1936, and the total amount saved to the Counties by parole:-

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1	7-25-23	Life	366	1.00	366.00
16	8-15-23	Life	366	1.00	366.00
18	1-16-27	Life	366	1.00	366.00
51	1-8-24	Life	366	1.00	366.00
864	12-4-31	6-10-36	346	1.00	346.00
894*	9-2-32	Life	39	1.00	39.00
908	7-2-32	12-2-35	155	1.00	155.00
972	10-7-32	6-24-36	360	1.00	360.00
980	11-4-32	Life	366	1.00	366.00
990	2-3-32	Life	366	1.00	366.00
1021	7-18-33	3-26-37	366	1.00	366.00
1039	11-3-33	7-6-36	366	1.00	366.00
1055	2-5-34	Life	366	1.00	366.00

*Returned to Workhouse because of lack of employment.

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1057	2-3-34	Life	366	1.00	366.00
1068	8-27-34	8-27-35	58	1.00	58.00
1091	7-15-34	7-14-37	366	1.00	366.00
1100*	5-10-35	7-28-36	11	1.00	11.00
1112	11-10-34	10-5-35	97	1.00	97.00
1121	10-6-34	10-6-36	366	1.00	366.00
1137	1-9-36	7-5-36	366	1.00	366.00
1142	2-5-35	11-2-35	125	1.00	125.00

*Returned voluntarily to the Workhouse.

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1151	3-5-35	8-4-35	35	1.00	35.00
1152	3-5-35	8-4-35	35	1.00	35.00
1153	4-9-35	8-8-35	39	1.00	39.00
1154	5-18-35	12-23-35	176	1.00	176.00
1157	4-5-35	3-15-36	259	1.00	259.00
1158	4-5-35	1-19-36	203	1.00	203.00
1162	4-5-35	7-27-35	27	1.00	27.00
1167	4-12-35	8-12-35	43	1.00	43.00
1169	5-17-35	5-10-36	315	1.00	315.00
1170	5-15-35	9-16-35	78	1.00	78.00
1173**	8-7-35	Life	224	1.00	224.00
1174	6-16-35	12-14-36	366	1.00	366.00
1177	6-17-35	10-17-35	109	1.00	109.00
1178	6-12-35	10-13-35	105	1.00	105.00
1182	8-2-35	12-2-35	122	1.00	122.00
1183	6-30-35	10-1-35	94	1.00	94.00
1184***	6-30-35	12-6-36	245	1.00	245.00

**Violated parole Nov. 1, 1935.

***Died March 1, 1936.

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1185	8-6-35	12-28-36	329	1.00	329.00
1187	7-8-35	5-1-36	298	1.00	298.00
1188	8-2-35	12-27-35	147	1.00	147.00
1189*	7-13-35	11-13-35	98	1.00	98.00
1190	7-13-35	11-14-35	124	1.00	124.00
1198**	10-2-35	9-12-37	201	1.00	201.00
1199***	11-16-35	4-3-36	54	1.00	54.00
1200	11-16-35	5-3-36	169	1.00	169.00
1201	10-10-35	4-7-36	170	1.00	170.00
1204	9-28-35	1-29-36	123	1.00	123.00
1205	11-12-35	5-1-36	171	1.00	171.00
1206	9-23-35	12-12-35	80	1.00	80.00
1208	12-8-35	8-11-40	205	1.00	205.00
1209	10-13-35	12-4-36	261	1.00	261.00
1210	10-13-35	12-4-36	261	1.00	261.00
1212	10-7-35	5-3-36	209	1.00	209.00

*Violated parole Oct. 18, 1935.

**Violated parole and returned to Kent County Jail Jan. 17, 1936.

***Violated parole Jan. 9, 1936—chicken stealing.

Prisoner's Number	Date of Parole	Parole Expires	Parole Days	Per diem saved to Counties	Total saved to Counties by Parole
1216	10-14-35	11-16-36	260	1.00	260.00
1222	11-4-35	5-8-36	186	1.00	186.00
1224	11-4-35	3-3-36	120	1.00	120.00
1226	11-6-35	3-15-36	130	1.00	130.00
1227	12-10-35	5-31-36	173	1.00	173.00
1228	12-21-35	5-6-36	137	1.00	137.00
1229	12-6-35	2-11-38	207	1.00	207.00
1231	12-22-35	4-22-36	122	1.00	122.00
1233	1-2-36	10-23-36	180	1.00	180.00
1234	12-23-35	4-22-36	121	1.00	121.00
1235	12-29-35	6-18-36	172	1.00	172.00
1238	1-4-36	5-5-36	122	1.00	122.00
1239	1-30-36	1-23-37	152	1.00	152.00
1240	1-10-36	9-24-36	172	1.00	172.00
1246	2-21-36	11-13-39	130	1.00	130.00
1247	2-7-36	10-18-37	144	1.00	144.00
1249	2-20-36	6-7-37	131	1.00	131.00
1254	3-10-36	10-17-36	112	1.00	112.00
1255	3-23-36	7-25-36	99	1.00	99.00
1256	3-12-36	7-14-36	110	1.00	110.00
1257	3-29-36	7-31-36	93	1.00	93.00
1260	4-1-36	8-14-36	90	1.00	90.00
1262	4-3-36	8-4-36	88	1.00	88.00
1264*	4-3-36	3-3-42	11	1.00	11.00
1268	4-10-36	1-28-37	81	1.00	81.00
1270	4-30-36	9-1-36	61	1.00	61.00
1278	5-10-36	9-11-36	51	1.00	51.00
Totals.....			14,779		\$14,779.00

*Died April 14, 1936 at Edgewood.

The Board desires to express appreciation of the attitude of helpful assistance given by the Wardens of New Castle and Sussex Counties and the Sheriff of Kent County.

Respectfully submitted,

JAMES W. ROBERTSON
Secretary

APPROVED:

BOARD OF PAROLE

HALDEMAN C. STOUT
NEWLIN T. BOOTH
HOWARD F. CALLAWAY

Mr. Chandler moved that so much be considered the reading of the Report, as the Report was to be incorporated in the Journal.

Motion prevailed.

Mr. Kelly, on motion for leave, introduced Senate Bill No. 5, entitled:

An Act to create a temporary State Commission to make a study and comprehensive survey of the feasibility of the construction of a bridge or tunnel together with approaches and works appurtenant, across or under the Delaware River between the State of Delaware and the State of New Jersey, defining its powers and duties, and making an appropriation for the expense of the commission.

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

On motion for leave, Mr. Matthews introduced Senate Resolution No. 9, entitled:

SENATE RESOLUTION NO. 9

ADOPTING RULES FOR THE SENATE.

BE IT RESOLVED by the Senate of the One Hundred and Sixth General Assembly, that the Rules of the Senate, together with the Rules Governing Executive Sessions, adopted at the Regular Biennial Session of the One Hundred and Fifth General Assembly, be and the same are hereby adopted as the Rules governing the Senate of the One Hundred and Sixth General Assembly.

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

On the question, "Shall the Resolution be Adopted,"

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

YEAS — Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright — 15.

NAYS—None.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 6, entitled:

An Act to make valid the Record of Legal Instruments which have not been properly acknowledged.

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

On motion for leave, Mr. Davis introduced Senate Resolution No. 10, entitled:

SENATE RESOLUTION NO. 10

AUTHORIZING THE STATE LIBRARIAN TO FURNISH PAPER AND ENVELOPES TO THE PRINTING COMMITTEE.

BE IT RESOLVED by the Senate, that the State Librarian be and she is hereby authorized and directed to furnish to the Printing Committee of the Senate, 8500 letter-size sheets of bond paper and 8500 envelopes, such as the Librarian has on hand, the envelopes to be divided equally between the two sizes which the Librarian has.

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

On the question, "Shall the Resolution be Adopted,"

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

YEAS — Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright — 15.

NAYS—None.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 7, entitled:

An Act to amend Chapter 11 of the Revised Code of the State of Delaware, 1935, relating to the Official Securities of the Clerk of the Peace of Sussex County.

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

Mr. Ross offered the privilege of the floor to ex-Senator Neugebauer and ex-Senator McIntire, both of whom expressed their pleasure of attendance at another Session of the Senate.

Mr. Kelly moved that the Senate recess for 10 minutes.

Motion prevailed.

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

Senate met at expiration of recess.

Mr. Chandler moved that the Senate adjourn until Wednesday, January 27, 1937, at 12 o'clock, noon.

Motion prevailed.

❖*TENTH LEGISLATIVE DAY*❖

Wednesday, January 27, 1937, 12 o'clock, Noon.

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—15.

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

Motion prevailed.

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

The President advised the Senate that about forty members of the Dover New Century Club were present to observe the workings of the Senate.

Mrs. Derby was extended the privilege of the floor. Making a few remarks, she thanked the Senate for the privilege of the floor.

Mr. Chandler, on motion for leave, introduced Senate Resolution No. 11, entitled:

SENATE RESOLUTION NO. 11

AUTHORIZING PAYMENTS ON ACCOUNT TO ATTACHES AND EMPLOYEES OF THE SENATE.

BE IT RESOLVED by the Senate, that the State Treasurer be and he is hereby authorized to pay to any attache or employee of the Senate, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, sums on account from time to time, not to exceed the total sum of Fifty Dollars to any one person,—any such sums so paid shall be charged against the salaries of the respective persons to whom paid, and shall be a part of the expenses of the Senate at this Session.

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

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

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

YEAS — Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—15.

NAYS—None.

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

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

Senate Bill No. 1, entitled:

An Act providing for the sale and distribution of the Revised Code of Delaware, 1935.

And returned the same to the Senate.

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

House Concurrent Resolution No. 3, entitled:

In reference to requesting United States Senators John G. Townsend, Jr., and James H. Hughes to vote for United States Senate Joint Resolution No. 1.

And presented the same to the Senate.

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

House Concurrent Resolution No. 4, entitled:

In reference to the State of Delaware helping those States now suffering with flood conditions.

And presented the same to the Senate.

Mr. Chandler, on motion for leave, introduced Senate Resolution No. 12, entitled:

SENATE RESOLUTION NO. 12

APPOINTING STENOGRAPHERS AND TYPISTS FOR THE SENATE.

BE IT RESOLVED by the Senate, that Anna C. Downing and Rosemary Knight be and they are hereby appointed stenographers and typists for the Senate to serve during the present Session.

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

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

Mr. Chandler moved that action be deferred.

Motion prevailed.

Mr. Chandler, on motion for leave, introduced Senate Resolution No. 13, entitled:

SENATE RESOLUTION NO. 13

BE IT RESOLVED by the Senate, that the State Treasurer be and he is hereby authorized to pay to any member of the Senate, on order of the President Pro Tem, sums of money from

time to time, not exceeding at any time the total amount equivalent to the sum of Ten Dollars for each day of actual Session of the Senate, to any one member,—all such sums so paid shall be charged to the per diem compensation of the respective members, and shall be a part of the expenses of the Senate at this Session.

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

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

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

YEAS — Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Mr. President Pro Tem—15.

NAYS—None.

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

A communication from Dr. Walter Hullihen, President of the University of Delaware, was read:

UNIVERSITY OF DELAWARE

Newark, Delaware, January 23, 1937

Hon. Edward W. Cooch, Lieutenant-Governor

State House

Dover, Delaware.

My dear Mr. Cooch:

For many years it has been the custom of the General Assembly to visit the University of Delaware at some time during the sessions of the Assembly. I am writing to you, the Governor, and the presiding officer of the Senate to say that the University will be most happy to have the General Assembly visit it on any date that suits its convenience.

I trust that the visit will be so planned as to permit us to have the Assembly at luncheon. If there are any special arrangements you desire to have us make, we shall, of course, be delighted to make them.

Very sincerely yours,

WALTER HULLIHEN

President

Mr. Ross moved that the invitation be accepted. Date to be agreed upon later.

Motion prevailed.

The Chair presented House Concurrent Resolution No. 3, entitled:

In reference to requesting United States Senators John G. Townsend, Jr., and James H. Hughes to vote for United States Senate Joint Resolution No. 1.

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

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

Mr. Chandler moved that action be deferred until tomorrow.

Motion prevailed.

The Chair presented House Concurrent Resolution No. 4, entitled:

In reference to the State of Delaware helping those States now suffering with flood conditions.

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

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

Mr. Chandler moved that action be deferred until tomorrow.

Motion prevailed.

Mr. Chandler moved that the Senate adjourn until Thursday, January 28, 1937, at 12 o'clock, noon.

Motion prevailed.

•ELEVENTH LEGISLATIVE DAY•

Thursday, January 28, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present—Davis, Hannam, Kelly, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

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

Motion prevailed.

The President announced he is about to sign:

Senate Bill No. 1.

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

Mr. Davis, on motion for leave, introduced Senate Resolution No. 14, entitled:

SENATE RESOLUTION NO. 14

AUTHORIZING THE STATE LIBRARIAN TO FURNISH LETTER-HEADS AND ENVELOPES TO THE SECRETARY OF THE SENATE.

BE IT RESOLVED by the Senate, that the State Librarian be and she is hereby authorized and directed to furnish to the Secretary of the Senate, Two Thousand Letter-heads and Two Thousand Envelopes, of bond paper, wherein is printed the words "Senate, Dover, Delaware," which words appear directly under the Coat of Arms of the State of Delaware, and which Letter-heads and Envelopes the said Librarian has on hand.

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

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

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

YEAS—Messrs. Davis, Hannam, Kelly, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Mr. Poore, on motion for leave, introduced Senate Bill No. 8, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by reducing Operator's License Fee.

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

Mr. Moore, on motion for leave, introduced Senate Bill No. 9, entitled:

An Act to amend An Act entitled "An Act to Incorporate the Town of Blades," being Chapter 155 of Volume 28, Laws of Delaware, with reference to the qualifications of electors, and duties of the Town Assessor.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 10, entitled:

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

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

Mr. Simonton moved that the Senate adjourn until Friday, January 29, 1937, at 12 o'clock noon.

Motion prevailed.

TWELFTH LEGISLATIVE DAY

Friday, January 29, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—14.

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

Motion prevailed.

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

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

House Bill No. 18, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, entitled Alcoholic Liquors, Wines and Beers, relating to sale to certain individuals.

And presented the same to the Senate.

Mr. Wright moved that Senate Joint Resolution No. 1 be stricken from the Calendar.

Motion prevailed.

Mr. Matthews, on motion for leave, introduced Senate Bill No. 11, entitled:

An Act to amend Section 47, Chapter 43 of the Revised Code of Delaware, 1935, authorizing the Levy Court of Kent County to appropriate County Monies to David C. Harrison Post, No. 14, Inc., American Legion, for the maintenance of ambulance.

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

Mr. Moore, on motion for leave, introduced Senate Bill No. 12, entitled:

An Act authorizing the Council of the Town of Blades to borrow a sum of money not to exceed Fifteen Thousand Dollars (\$15,000.00), and to issue bonds therefor for the purpose of installing a Water Plant and the laying of Water Mains in the Town of Blades and equipment therefor.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 13, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, by changing the boundaries of the Third Election District of the Tenth Representative District of Sussex County, and by creating an additional Election District in said Representative District; Inspector thereof.

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

The Chair presented House Bill No. 18, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, entitled Alcoholic Liquors, Wines and Beers, relating to sale to certain individuals.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 14, entitled:

An Act to amend 1258, Section 1, of Chapter 44, of the Revised Code of Delaware, 1935, in reference to valuation and assessment of property.

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

Mr. Walls, on motion for leave, introduced Senate Resolution No. 15, entitled:

SENATE RESOLUTION NO. 15

IN REFERENCE TO A SENATE LUNCH STATION.

WHEREAS, it is a great convenience to the members of the Senate and the employees and attaches of the Senate to have a convenient place in the Legislative Building where they can get a light lunch during the noon recess, without leaving the building, especially in stormy weather; therefore

BE IT RESOLVED by the Senate, that the President Pro Tem of the Senate be and he is hereby authorized to appoint a committee of three Senators who shall have full power and authority to establish, in the basement of the Legislative Building, a lunch station and place in charge thereof an agent, who shall act as the agent of the Senate. The said Committee shall have full charge and supervision over the said lunch station and over the agent so placed in charge thereof, and in all matters pertaining to the said lunch station, and in the dispensing of any and all things authorized by the said Committee to be kept on hand and to be dispensed at the said lunch station, the said agent shall be the agent of the Senate, acting for the Senate alone.

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

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

Mr. Kelly moved that Senate Resolution No. 15 be laid on the table for one day.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

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

House Bill No. 21, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, entitled Alcoholic Liquors, Wines and Beers, relating to purchases for personal use.

And presented the same to the Senate.

Mr. Kelly moved that Senate Resolution No. 15 be taken up for action.

Motion prevailed.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

The Chair presented House Bill No. 21, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, entitled Alcoholic Liquors, Wines and Beers, relating to purchases for personal use.

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

Mr. Chandler moved that the Senate adjourn until Monday, February 1, 1937, at 12 o'clock noon.

Motion prevailed.

THIRTEENTH LEGISLATIVE DAY

Monday, February 1, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present—Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

The Rules of the 106th General Assembly follow:

RULES OF SENATE

RULE 1—Order of Business:

1. Prayer.
2. Roll Call.
3. Reading of Journal.
4. The presentation of petitions, memorials or communications.
5. Reports of standing and select committees.
6. The introduction of bills and joint resolutions.
7. Concurrent and other resolutions.
8. Bills for third reading.
9. Miscellaneous business.

RULE 2—Every member shall be in his place at the time to which the Senate stands adjourned.

RULE 3—Unless otherwise ordered by a majority, the Senate shall meet every day (Sunday excepted) at twelve o'clock, noon.

RULE 4—Each legislative day and before the Senate proceeds to the consideration of any business the Secretary shall call the name of the members in alphabetical order, and shall read the Journal of the preceeding legislative day, which shall be approved or corrected by order of the Senate.

RULE 5—After the Journal is read the Presiding Officer shall lay before the Senate communications, or messages from the Governor, reports and communications from Departments, Commissions, or State Boards; and other communications addressed to the Senate, and such bills, joint resolutions and other messages from the House of Representatives as may be upon his table, undisposed of.

RULE 6—The Presiding Officer may at any time lay, and it shall be in order at any time for a Senator to move to lay, before the Senate, any bill or other matter sent to the Senate by the Governor or the House of Representatives and any question pending at that time shall be suspended for this purpose. Any motion so made shall be determined without debate.

RULE 7—The proceedings of the Senate shall be briefly and accurately stated on the Journal. Messages of the Governor in full; titles of bills and joint resolutions; every motion with the name of the member making the same (except motions for adjournment); the names of the members voting in the affirmative or negative on all roll calls.

RULE 8—When petitions, memorials and other papers addressed to the Senate are presented by the President, or a member, the contents thereof shall be briefly stated.

RULE 9—Section 1. Whenever a bill or joint resolution shall be offered, its introduction shall, if objected to, be postponed for one day.

Section 2. Every bill and joint resolution shall receive three readings previous to its passage, the first two of which may be had on the same day, the second reading by title only, unless the Senate direct otherwise; and the Presiding Officer shall give notice at each reading whether it be the first, second, or third.

RULE 10—Messages from the Governor or from the House of Representatives may be received at any stage of proceedings, except while the Journal is being read, or while a question of order or a motion to adjourn is pending.

RULE 11—Messages shall be delivered to the House of Representatives by the Secretary, or by a Senator or other officer of the Senate directed by the Presiding Officer; the Secretary shall certify previous to delivery the determination of the Senate upon all bills, joint resolutions, and other resolutions which may be communicated to the House, or in which its concurrence may be requested; and the Secretary shall also certify and deliver to the Governor all resolutions and other communications which may be directed to him by the Senate.

RULE 12—When a message is brought to the Senate by a member of the House or any officer of the Senate, the members shall rise upon their feet, if so directed by the President.

RULE 13—No Senator shall absent himself from the service of the Senate without leave.

RULE 14—Section 1. When the yeas and nays are ordered, the names of Senators shall be called alphabetically; and each Senator shall without debate, declare his assent or dissent to the question, unless excused by the Senate; and no Senator shall be permitted to vote after the decision shall have been announced by the Presiding Officer, but may for sufficient reason, with the consent of the Senate, change or withdraw his vote. No motion to suspend rule shall be in order, nor shall the Presiding Officer entertain any request to suspend it by unanimous consent.

Section 2. When a Senator declines to vote on call of his name, he shall be required to assign his reasons therefore, and having assigned his reason, the Presiding Officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting" which shall be decided without debate; and these proceedings shall be had after the roll call and before the result is announced; and any further proceedings in reference thereto shall be after such announcements.

RULE 15—The President Pro Tempore shall appoint all committees, unless the Senate shall otherwise direct.

RULE 16—The following standing Committees shall be appointed by the President Pro Tempore to whom business appropriate to them shall be referred:

Accounts.

Agriculture.

Banking and Insurance.

Buildings and Highways.

Elections.

Executive.
 Finance.
 Fish, Oysters and Game.
 Corporations, Private.
 Corporations, Municipal.
 Claims.
 Education.
 Judiciary.
 Labor.
 Miscellaneous.
 Passed Bills.
 Printing and Supplies.
 Public Health.
 Public Lands.
 Revised Statutes.
 Rules.
 Temperance.

RULE 17—Section 1. When a Senator desires to speak, he shall rise and address the Presiding Officer, and shall not proceed until he is recognized, and the Presiding Officer shall recognize the Senator who shall first address him.

Section 2. No Senator shall interrupt another in debate without his consent, and to obtain such consent he shall first address the Presiding Officer; and no Senator shall speak more than twice upon any one question in debate on the same day without leave of the Senate which shall be determined without debate.

Section 3. No Senator in debate, shall directly or indirectly, by any form of words impute to any Senator or to other Senators any conduct or motive unworthy or unbecoming a Senator.

RULE 18—If any Senator, in speaking or otherwise transgress the rules of the Senate, the Presiding Officer shall, or any Senator may, call him to order; and when a Senator shall be called to order he shall sit down, and not proceed without leave of the Senate, which if granted, shall be upon motion that he be allowed to proceed in order, which motion shall be determined without debate.

RULE 19—Section 1. All motions shall be reduced to writing, if desired by the Presiding Officer or by any Senator, and shall be read before the same shall be debated.

Section 2. Any motion or resolution may be withdrawn or modified by the mover at any time before a decision, amendment, or ordering of the yeas and nays.

RULE 20—No bill or joint resolution shall be received by the Senate unless it be prefaced by a brief statement of the purpose of the bill or resolution, which shall be known as the title; all bills and resolutions shall be typewritten, properly backed and shall contain no erasures or interlineations.

RULE 21—No motion shall be in order to amend or substitute a title to any bill after the last day on which new bills may be received by the Senate.

RULE 22—No bill or joint resolutions shall be committed or amended until it shall have been twice read, after which it may be referred to a Committee; bills and joint resolutions introduced on leave, reported from Committee, or received from the House of Representatives, shall not be considered the day on which they are received.

RULE 23—All bills and joint resolutions that have been twice read, shall be placed on the calendar by the Secretary and each member shall be furnished daily with a calendar.

RULE 24—No bill shall be put upon its final passage on the day of its presentation nor in the absence of the member who introduced the bill, unless by his written consent.

RULE 25—Every bill and resolution to which the concurrence of both Houses of the General Assembly may be necessary, shall be introduced with one original and four carbon copies, the original copy of which shall at all times remain in the custody of the Chairman of the Committee to which it was referred, or of the Secretary of the Senate; and one duplicate shall at all times be under the general supervision of the Bill Clerk of the Senate.

RULE 26—All bills for the amendment of any statutes or parts of statutes contained in the Revised Code of Delaware, 1935, shall be made with reference to the said Revised Code and to conform to the arrangement of said Revised Code. All bills before being introduced shall first be submitted to the Attorney for approval as to compliance with this Rule.

RULE 27—When a question is pending, no motion shall be received but:

To adjourn.

To adjourn to a certain day, or that when the Senate adjourn it shall be to a certain day.

To take a recess.

To proceed to the consideration of executive business.

To lay on the table.

To postpone indefinitely.

To postpone to a certain day.

To commit.

To amend.

Which several motions shall have precedence as they stand arranged; and the motions relating to adjournment, to take a recess, to proceed to the consideration of executive business, to lay on the table, shall be decided without debate.

RULE 28—When a question has been decided by the Senate, any Senator voting with the prevailing side may, on the same day or on either of the next two days of actual session thereafter, move a reconsideration; and if the Senate shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent. Every motion to reconsider shall be decided by a majority vote, and may be laid on the table without affecting the question in reference to which the same is made, which shall be a final disposition of the motion.

RULE 29—When a bill, resolution, report, amendment, order, or message, upon which a vote has been taken, shall have gone out of the possession of the Senate and been communicated to the House of Representatives the motion to reconsider shall be accompanied by a motion to request the House to return the same; which last motion shall be acted upon immediately, and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

RULE 30—A question of order may be raised at any stage of the proceedings, and, unless submitted to the Senate, shall be decided by the Presiding Officer without debate, subject to an appeal to the Senate. When an appeal is taken, any subsequent question of order which may arise before the decision of such appeal, shall be decided by the Presiding Officer without debate; and any appeal may be laid on the table without prejudice to the pending proposition, and thereupon shall be held as affirming the decision of the Presiding Officer. The Presiding Officer may submit any question of order for the decision of the Senate.

RULE 31—Every motion or resolution to print documents, reports, bills, or any other matter shall, unless the Senate otherwise order, be referred to the Committee on Printing. When a motion is made to commit with instructions, it shall be in order to add thereto a motion to print.

RULE 32—Any subject may, by a vote of the majority of the members elected to the Senate, be made a special order; and when the time so fixed for its consideration arrives, the Presiding Officer shall lay it before the Senate.

RULE 33—Upon the written request signed by a majority of the members elected to the Senate and directed to the Presiding Officer, any bill, joint resolution or other business, which shall have been referred to a committee, shall be reported to the Senate for a decision as to its further disposal.

RULE 34—Any contest for a seat in this body shall be referred to the Committee on Elections without debate.

RULE 35—No rule of the Senate shall be changed or suspended, except by a vote of the majority of the members elected.

RULE 36—No person shall be admitted to the floor of the Senate while in session except as follows:

The Governor of the State.

The Secretary of State.

Ex-Governors of the State.

Ex-Lieutenant Governors of the State.

Ex-State Senators.

Members and ex-members of the United States Congress.

Members of the House of Representatives.

Officers and employees of the Senate.

Officers and employees of the House of Representatives.

Official representatives of the Press, provided, however, the privilege of the floor may be granted by unanimous consent of the Senate.

JOINT RULES

RULE 1—Messages from one House of the General Assembly to the other shall be conveyed by such persons as a sense of propriety in each House may determine. Announcement shall be made by the Sergeant-at-Arms of the House to which the message is being conveyed, and the message shall be respectfully communicated to the presiding officer by the person or persons conveying the same.

RULE 2—Every bill and resolution upon being messaged from one House to the other shall be receipted for by the Chief Clerk of the House receiving same, and all papers on which the said bill or resolution may be based shall be transmitted at the same time.

RULE 3—Every bill and resolution to which the concurrence of both Houses of the General Assembly may be necessary shall upon its final passage in both Houses be delivered by the Chief Clerk of the House in which such bill or resolution originated, into the custody of the Bill Clerk of said House, and it shall be the duty of the Bill Clerk of the Senate and the Bill Clerk of the House of Representatives jointly to see that such bill or resolution has attached to it a proper parchment backing and that each and every page of the said bill or resolution has been properly initialed, sealed or stamped, and, upon being assured that such is the case, shall immediately, if the Houses be in session, and, if not, at the earliest opportunity, present the said bill or resolution to the presiding officer of each House for his signature, the presiding officer of the House in which the bill or resolution originated signing first. Said Bill Clerks shall then certify with the Secretary of the Senate and the Clerk of the House on the backing of said bill or resolution that such bill or resolution is the same as that which passed both Houses of the General Assembly, and the said bill or resolution shall then be delivered by the Bill Clerk of the House in which such bill or resolution originated to the Chairman of the Committee on Passed Bills of said House.

RULE 4—Disagreement between the two Houses in the substitution for an amendment to a bill or resolution or over any other matter shall be made subject for conference at the request of either House. A committee, composed of members who voted in the majority on the point or points of difference, shall be appointed in each House, and, at a convenient hour agreed on by their chairmen, shall meet in the conference chamber and state to each other, verbally or in writing, the reasons for their respective House for and against the substitution, amendment or

other matter of disagreement, and confer freely thereon. Conferences shall not have power or control over any part of the bill or resolution or other matter save such point or points over which the Houses disagree.

RULE 5—Every bill and resolution, which shall have passed one House and been rejected by the other, shall be returned to the House which had approved it and notice given of its rejection and the same entered on the Journal.

RULES GOVERNING EXECUTIVE SESSIONS OF THE SENATE OF THE STATE OF DELAWARE

RULE 1—When about to act on confidential or executive business, the Chamber shall be cleared of all persons except the Secretary and the Reading Clerk of the Senate, the Sergeant-at-Arms, and such other officers as the presiding officers shall deem necessary; and all such officers shall be pledged to secrecy.

RULE 2—The Executive proceedings and the confidential legislative proceedings shall be kept in separate Journals.

RULE 3—When nominations shall be made by the Governor of the State, they shall, unless otherwise ordered by the Senate, be referred to a committee to be hereinafter provided for; and the final question on every nomination shall be, "*Will the Senate Consent to This Nomination?*" Which questions shall not be put on the same day on which it may be reported by a Committee, unless by unanimous consent of the Senate.

RULE 4—All information communicated, or remarks made by a Senator when acting on nominations concerning the character or qualifications of the person nominated, shall be kept secret; if, however, charge shall be made against a person nominated, the committee may, in its discretion, notify such nominee thereof, but the name of the person making such charges shall not be disclosed. The fact that a nomination has been made, or that it has been confirmed or rejected, shall not be regarded as a secret.

RULE 5—When a nomination is confirmed or rejected, any Senator voting in the majority may move for a reconsideration on the same day on which the vote was taken, or on either of the next two days of actual sessions of the Senate; but if a notification of the confirmation or rejection of a nomination shall have been sent to the Governor before the expiration of the time within which a motion to reconsider may be made, the motion to re-

consider shall be accompanied by a motion to request the Governor to return such notification to the Senate. Any motion to reconsider the vote on a nomination may be laid on the table without prejudice to the nomination and shall be a final disposition of such motion.

RULE 6—Nominations, confirmed or rejected by the Senate, shall not be returned by the Secretary to the Governor until the expiration of the time limited for making a motion to reconsider the same, or while a motion to reconsider is pending unless otherwise ordered by the Senate.

RULE 7—Nominations, neither confirmed nor rejected, during the session at which they are made, shall not be acted upon at any succeeding session without being again made by the Governor, and if the Senate shall adjourn sine die, all nominations pending and not finally acted upon at the time of such final adjournment shall be returned by the Secretary to the Governor, and shall not again be considered unless they shall again be made by the Governor.

RULE 8—Any Senator or officers of the Senate who shall disclose the secret or confidential business or proceedings of the Senate, shall be liable, if a Senator, to be called before the bar of the Senate for reprimand; and if an officer, to be dismissed from the service of the Senate and to punishment for contempt.

RULE 9—The Governor of the State shall, from time to time be furnished with a copy of the list of appointments confirmed or rejected by the Senate, but no further extract from the Executive Journal shall be furnished by the Secretary except by special order of the Senate.

RULE 10—The President Pro Tem of the Senate shall appoint a Committee, which shall be styled "The Executive Committee," to which all nominations of the Governor shall be referred.

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

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

An Act to amend An Act entitled "An Act to incorporate the Town of Blades," being Chapter 155 of Volume 28, Laws of Delaware, with reference to the qualifications of electors, and duties of the Town Assessor.

Reported the same back to the Senate favorably.

DAVID W. STEELE
DANIEL E. KELLY
L. L. MALONEY
S. M. D. MARSHALL
D. P. ROSS

Mr. Steele, on behalf of the Committee on Municipal Corporations, to whom had been referred, Senate Bill No. 12, entitled:

An Act authorizing the Council of the Town of Blades to borrow a sum of money not to exceed Fifteen Thousand Dollars (\$15,000.00), and to issue bonds therefor for the purpose of installing a Water Plant and the laying of Water Mains in the Town of Blades and equipment therefor.

Reported the same back to the Senate favorably.

DAVID W. STEELE
DANIEL E. KELLY
L. L. MALONEY
S. M. D. MARSHALL
D. P. ROSS

Mr. Chandler moved that a special order of business be set for February 2 at 2 o'clock in reference to House Concurrent Resolution No. 3.

Motion prevailed.

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

Senate Bill No. 1—Signed January 29, 1937.

Mr. Chandler, on motion for leave, introduced Senate Resolution No. 16, entitled:

SENATE RESOLUTION NO. 16

WHEREAS, it has come to the knowledge of the members of the Senate of the One Hundred and Sixth General Assembly of the State of Delaware, that certain persons, representing themselves to be members or agents of the Dover Chamber of Commerce, have been sending out letters to Delaware Corporations doing business in various parts of the Country, soliciting funds and claiming to be able to influence certain legislation now pending or likely to be pending in this General Assembly; and

WHEREAS, the soliciting of funds from Delaware Corporations by any person or persons claiming to be able to influence legislation coming before this General Assembly is based upon false pretenses and a reflection upon the integrity of the entire membership of this General Assembly; therefore,

BE IT RESOLVED by the Senate:

That the members of the Senate resent and protest any such implication as contained in or implied by such lobbying solicitations purporting to be sent to Delaware Corporations by members or agents of the Dover Chamber of Commerce or from any other source.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

The President Pro Tem announced the appointment of Messrs. Walls, Chandler and Poore to act as the Committee in compliance with Senate Resolution No. 15.

Mr. Wright, on motion for leave, introduced Senate Joint Resolution No. 2, entitled:

SENATE JOINT RESOLUTION NO. 2

Authorizing the Governor to appoint a Commission to plan and execute its plan for the celebration of the three hundredth anniversary of the founding of First Permanent Civilized Settlement in the State of Delaware.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 15, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, in reference to Venereal Diseases, by extending Concurrent Jurisdiction to the Municipal Court of the City of Wilmington to hear and determine violations of this Chapter, being Section 35 of Article 1.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles exempt from Registration Fees.

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock noon, Tuesday, February 2, 1937.

Motion prevailed.

FOURTEENTH LEGISLATIVE DAY

Tuesday, February 2, 1937, 12 o'clock, Noon.

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll Called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

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

House Concurrent Resolution No. 5, entitled:

Relative to the death of Superintendent of Public Safety Howard L. Boyd of Wilmington.

And presented the same to the Senate.

The Chair presented House Concurrent Resolution No. 5, entitled:

WHEREAS, the citizens of the City of Wilmington are bowed in grief over the death of their young and beloved Superintendent of Public Safety Howard L. Boyd, whose sudden demise has taken from public life a most courageous official and trustworthy citizen, and

WHEREAS, the citizens of the entire State share in that loss which so unexpectedly deprived the City of Wilmington and State of Delaware of a public official whose honesty and fearlessness had elevated him to a high official post and deep into the hearts of his associates and fellow citizens, and

WHEREAS, it is fitting that this General Assembly give public expression and offer its sympathy to the family of the late Howard L. Boyd in their bereavement.

NOW THEREFORE BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF DELAWARE IN GENERAL ASSEMBLY MET:

That this General Assembly, on behalf of the citizens of the State of Delaware, does hereby express deep regret at the death of Superintendent of Public Safety Howard L. Boyd, of Wilmington, Delaware, and emphasizes its full and sincere appreciation of his services to the City of Wilmington and State of Delaware;

That we extend to his family the sincere sympathy of this General Assembly;

That a copy of these resolutions be spread upon the Journal, a copy delivered to the press, a copy sent to the Director of Public Safety in Wilmington, Delaware, and a copy sent to the family of the deceased.

On motion of Mr. Simonton House Concurrent Resolution No. 5 was taken up for consideration in order to pass the Senate.

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

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

YEAS — Messrs. Davis, Kelly, Marshall, Moody, Moore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—11.

NAYS—None.

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

Ordered returned to the House.

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

The Senate proceeded with the special order of the day as arranged for on February 1, 1937.

The Chair extended the privilege of the floor to Mrs. Denny, if no objection was raised.

Mr. Simonton rose to a point of order and called the Chair's attention to the fact that any privilege of the floor should come from the floor and not from the Chair.

The Chair overruled Mr. Simonton.

Mr. Simonton called for a Roll Call on the point of order.

The roll being called, resulted as follows:

YEAS—Messrs. Sylvester, Thomas—2.

NAYS—Messrs. Chandler, Davis, Hannam, Marshall, Moore, Poore, Ross, Steele, Walls, Wright, Mr. President Pro Tem—11.

NOT VOTING—Mr. Moody—1.

The Chair, therefore, was overruled.

Mr. Sylvester moved that the privilege of the floor be granted to Mrs. Arthur Denny of Marshallton, Delaware.

Motion prevailed.

The Chair announced that the affirmative would speak first, followed by the negative. The time for both sides was to be fifteen minutes.

Mr. Sylvester moved that the privilege of the floor be extended to Miss Marie Lockwood of Middletown, Delaware.

Motion prevailed.

Mr. Kelly moved that the privilege of the floor be extended to Mrs. Richard H. Stuckton of Wilmington, Delaware.

Motion prevailed.

Mr. Wright moved that the privilege of the floor be granted to Dr. E. B. Crooks of Newark, Delaware.

Motion prevailed.

Mr. Sylvester moved that the privilege of the floor be granted to Miss Climmie Shuck of Harrington, Delaware.

Motion prevailed.

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Joint Resolution No. 2, entitled:

Authorizing the Governor to appoint a Commission to plan and execute its plan for the celebration of the Three Hundredth Anniversary of the founding of First Permanent Civilized Settlement in the State of Delaware.

Reported the same back to the Senate favorably.

W. A. SIMONTON
S. M. D. MARSHALL
NORRIS N. WRIGHT
W. J. POORE
L. L. MALONEY

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

An Act to amend An Act entitled "An Act to incorporate the Town of Blades," being Chapter 155 of Volume 28, Laws of Delaware, with reference to the qualifications of electors, and duties of the Town Assessor.

Was taken up for consideration in order to pass the Senate.

Mr. Marshall moved that so much be considered the third reading of Senate Bill No. 9.

Motion prevailed.

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

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

The Chair announced the bill passed, before the announcement by the Secretary of the following vote:

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Moore, Senate Bill No. 12, entitled:

An Act authorizing the Council of the Town of Blades to borrow a sum of money not to exceed Fifteen Thousand Dollars (\$15,000.00), and to issue bonds therefor for the purpose of installing a Water Plant and the laying of Water Mains in the Town of Blades and equipment therefor.

Was taken up for consideration in order to pass the Senate.

Mr. Thomas moved that so much be considered the third reading of Senate Bill No. 12.

Motion prevailed.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

The Chair presented the following communication for reading:

DELAWARE STATE FEDERATION OF LABOR
AFFILIATED WITH THE AMERICAN FEDERATION OF LABOR

Wilmington, Delaware, February 1, 1937

To the Honorable Speakers and
Members of the General Assembly:

Greetings:

The Delaware State Federation of Labor, by action taken at its convention, held at Dover, January 25, 1937, passed the following recommendation unanimously and we were directed to so notify the General Assembly:

"We recommend authorization by the General Assembly of the project to connect Delaware to New Jersey by a tunnel; for a quick crossing between the two States is imperatively necessary, for we know that Wilmington's future is closely associated with the opening of employment opportunities across the Delaware from Wilmington; and we know that Wilmington merchants will welcome the free movement of traffic from South Jersey points, to and through Wilmington because Wilmington is the natural metropolitan shopping centre of the South Jersey section adjacent to Wilmington. Authorizing and completing the tunnel under the Delaware River would mean that the trip would be made expeditiously and overhead weather conditions would not retard the free movement of traffic under the river."

Labor as represented by the State Federation of Labor, with its constituent organizations including the Wilmington Central Labor Union and all the affiliated organizations, strongly urges authorization of the tunnel, which would provide employment for many workers in the building, and which when completed would provide quick, safe and protected-from-weather traffic between the two States, and make possible the employment of additional workers in the adjacent South Jersey industrial area.

Yours very respectfully,

DELAWARE STATE FEDERATION OF LABOR

WILLIAM D. HART

PRESIDENT

Mr. Sylvester moved that the communication be filed.

Motion prevailed.

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

House Concurrent Resolution No. 6, entitled:

Setting the 35th Legislative Day of the 106th General Assembly, at 4 P. M., Eastern Standard Time, as the deadline for new Bills and Joint Resolutions, other than the Omnibus Appropriation Bills.

And presented the same to the Senate.

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

House Bill No. 28, entitled:

An Act in reference to Pensions for former members of the State Judiciary.

And presented the same to the Senate.

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

House Bill No. 2, entitled:

An Act to make valid the Record of Legal Instruments which have not been properly acknowledged.

And presented the same to the Senate.

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

House Bill No. 5, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware, 1935, by changing the polling place in the Third Election District of the Tenth Representative District in Sussex County.

And presented the same to the Senate.

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

House Bill No. 8, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware, 1935, in reference to fees of Public Officers.

And presented the same to the Senate.

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

House Bill No. 10, entitled:

An Act to amend Chapter 49 of the Revised Code of the State of Delaware, 1935, relating to Deputy Coroners for New Castle County.

And presented the same to the Senate.

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

House Bill No. 11, entitled:

An Act appropriating money to certain fire companies in the State of Delaware.

And presented the same to the Senate.

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

House Bill No. 12, entitled:

An Act to amend Chapter 49 of the Revised Code of the State of Delaware, 1935, relating to Coroner's Physician for New Castle County.

And presented the same to the Senate.

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

House Bill No. 19, entitled:

An Act making an appropriation for Furnishings and for Maintenance of Davies and Forrest Cottages at Delaware Colony.

And presented the same to the Senate.

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

House Bill No. 22, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, in reference to Bull Frogs.

And presented the same to the Senate.

The Chair ruled that according to the Rules (Rule No. 9, Section 2) he shall hereafter rule that all Senate Joint Resolutions and Senate Bills should be read in full for the third reading.

Mr. Wright moved that the Rules be suspended.

Motion prevailed.

On motion of Mr. Wright, Senate Joint Resolution No. 2, entitled:

Authorizing the Governor to appoint a Commission to plan and execute its plan for the celebration of the Three Hundredth Anniversary of the founding of First Permanent Civilized Settlement in the State of Delaware.

Was taken up for consideration in order to pass the Senate.

Mr. Wright moved that so much be considered the third and final reading of Senate Joint Resolution No. 2—asking for a roll call.

The roll being called, resulted as follows:

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

Motion prevailed.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Wright, on motion for leave, introduced Senate Bill No. 17, entitled:

An Act to amend Chapter 108 of the Revised Code of Delaware, 1935, in relation to the Indices of Judgments in New Castle County.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 18, entitled:

An Act appropriating money to the Aetna Hose, Hook and Ladder Company of Newark, Delaware, for the maintenance of an ambulance service.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 19, entitled:

An Act to amend 1022, Section 5, Chapter 32, Revised Code of Delaware (1935), relative to State Board of Examiners of Undertakers.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 20, entitled:

An Act to amend 1023, Section 6, Chapter 32, Revised Code of Delaware (1935), relative to State Board of Examiners of Undertakers.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 21, entitled:

An Act to amend 1024, Section 7, Chapter 32, Revised Code of Delaware (1935), relative to State Board of Examiners of Undertakers.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 22, entitled:

An Act to revive and extend the time for Recording Private Acts.

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

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 15, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, in reference to Venereal Diseases, by extending Concurrent Jurisdiction to the Municipal Court of the City of Wilmington to hear and determine violations of this Chapter, being Section 35 of Article 1.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
FRED A. WALLS
H. M. HANNAM
FRANK MOODY

Mr. Hannam, on behalf of the Committee on Buildings and Highways, to whom had been referred, Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles Exempt from Registration Fees.

Reported the same back to the Senate favorably.

H. M. HANNAM
W. E. MATTHEWS, JR.
DANIEL E. KELLY
FRED A. WALLS
S. M. D. MARSHALL

Mr. Chandler moved that the Senate adjourn until 12 o'clock, noon, Wednesday, February 3, 1937.

Motion prevailed.

«FIFTEENTH LEGISLATIVE DAY»

Wednesday, February 3, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Wright, Mr. President Pro Tem—15.

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

Motion prevailed.

On motion of Mr. Matthews, Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles Exempt from Registration Fees.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Wright Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Wright moved that Senate Bill No. 18 be stricken from the Calendar.

Motion prevailed.

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Thursday, February 4, 1937.

Motion prevailed.

•SIXTEENTH LEGISLATIVE DAY•

Thursday, February 4, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Kelly, Matthews, Moody, Moore, Poore, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—12.

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

Motion prevailed.

The Chair presented the following communications and ordered them read and filed:

STATE COLLEGE FOR COLORED STUDENTS

Dover, Delaware, February 3, 1937

To the Honorables, The President and
Gentlemen of the Senate

State Legislative Hall

Dover, Delaware

Sirs:

I have the honor of extending to you on behalf of the Board of Trustees, the Faculty and Student Body of the State College for Colored Students an invitation to visit our institution and make such inspection as you see fit at such time as may be most suitable to you.

Very respectfully,

R. S. GROSSLEY

President of the Faculty

INTERNATIONAL BROTHERHOOD OF TEAMSTERS,
CHAUFFEURS, STABLEMEN AND HELPERS
OF AMERICA, LOCAL 474

Wilmington, Delaware, February 4, 1937

The Honorable Speaker of the Senate
And Members:

Dear Sir:

It has come to our attention that a bill has been drawn up to be presented at the current Legislature of the State to withdrawn the present jurisdiction of the Street and Sewer Department over the granting or refusing of permits or franchises to operate taxicabs in the city of Wilmington and, we wish to inform you that we, Local No. 474, taxicab drivers of Wilmington, are very much opposed to such a bill being enacted into law, for the following reasons:

1. There is no justified reason to show that the Street and Sewer Department has not handled the issuing of permits in a manner suitable to the best interests of all concerned; during the years it has been under their jurisdiction they have been in a position to have direct and close contact with the taxicab situation in this city.

2. In all due respect to any other body previously having had control of the issuing of taxicab permits, it must be said that due to the splendid cooperation shown between the Street and Sewer Department, the Taxicab Company of Wilmington, the general public and the organized taxicab drivers of the city, Wilmington is at the present time enjoying the best cab service in the county.

3. Taking into consideration the fact that the present number of drivers employed in the taxicab business are being paid a union or, living wage, the number of cabs used at the present time is sufficient to serve the needs of the public and, if more cabs are used it will deter the drivers now employed from making this living wage and at the same time keep the employer in business.

It is felt that if the present set-up is changed it may tend to revert the taxicab business back to conditions which existed before the present Board control; in other words, in our years of experience it was learned that in this case competition means the worst contention.

5. In the event that business conditions become better in the future and more cabs are necessary, we feel, as operators of taxicabs at the present time, that our present employers be given the preference of adding to their present fleet; secondly that members of our organization who are at present engaged at this craft be shown consideration before any outsiders are issued permits to operate in this public service.

Hoping the above facts are given your careful and intelligent consideration in the interest of all whom it may concern, we remain

Respectfully yours,

EDWARD LOGAN

President

CHRISTIAN HANSEN

Secretary

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

Mr. Poore, on motion for leave, introduced Senate Bill No. 23, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game by repealing License Fee required of Residents of the State of Delaware.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 24, entitled:

An Act authorizing the Levy Court of New Castle County to make appropriations to the Aetna Hose, Hook and Ladder Company, of Newark, Delaware, to assist in the maintenance of an ambulance.