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JOURNAL
of the
HOUSE OF REPRESENTATIVES

REGULAR SESSION
of the
115TH GENERAL ASSEMBLY

Convened
Tuesday, January 4, 1949
Dover, Delaware

State Doc.

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1949, C-1

WILLIAM W. WOODMAN
WILLIAM W. WOODMAN

OFFICERS OF THE HOUSE—REGULAR SESSION 1949

Speaker—HARVEY H. LAWSON
 Chief Clerk—WM. W. SPRUANCE
 Asst. Chief Clerk—HARVEY B. SPICER
 Speaker's Clerk—ROBERT H. YERKES
 Attorney—JOHN F. LYNN
 Attorney—EARLE D. WILLEY
 Chaplain—REV. E. WRIGHT,* REV. H. O. WILKINS*
 Reading Clerk—MARY W. BURTON
 Reading Clerk—JAMES T. ELLINGTON
 Document Clerk—FLORA LAWS
 Asst. Document Clerk—J. R. SHOCKLEY,* MABEL E. DYER*
 Asst. Document Clerk—ALLEN NAGOWSKI
 Bill Clerk—NORMAN BATTERSBY
 Asst. Bill Clerk—MILDRED B. HUGHES
 Asst. Bill Clerk—JEANETTE D. WILSON
 Majority Leader's Clerk—CALVIN BOGGS
 Minority Leader's Clerk—PAULINE A. KANE
 House Messenger—G. EDWARD WYATT
 House Messenger—BENJAMIN HICKS, SR.
 Asst. House Messenger—JOHN CARUSO
 Mail Clerk—LEWIS COLMERY
 Asst. Mail Clerk—C. CUBBAGE,* S. G. ARMOUR*
 Asst. Mail Clerk—JOHN SCARBOROUGH
 Sergeant-at-Arms—WILLARD T. ANSEAUME
 Sergeant-at-Arms—WILLIAM E. LESTER
 Sergeant-at-Arms—J. T. JUMP,* A. GIBBS,* C. B. BOWERS*
 Sergeant-at-Arms—HARRY C. NICKLE
 Sergeant-at-Arms—SIGMUND ANDRUSKING
 Sergeant-at-Arms—IRVIN B. POWELL
 Sergeant-at-Arms—NORMAN ANDERSON
 Door-Tender—H. R. VOSHELL,* J. T. GIBBS*
 Telephone Messenger—SAMUEL L. HALL
 Attorney's Clerk—MATTHEW R. MURRAY
 Attorney's Clerk—CHARLES CARTER,* R. E. STEVENSON*
 Page—WILLIAM LOPER
 Page—AUGUST MORGAN
 Stenographer—ROSEMARY KNIGHT
 Stenographer—GRACE GIBSON
 Stenographer—JUNE ANTHONY
 Ditto Machine Operator—MARIE K. WHARTON
 Door Keeper—ANTHONY AYERS
 Door Keeper—HARRY NORWOOD
 Cloak Room Attendant—BIRD LAWSON
 Cloak Room Attendant—EDWARD EISENHANDLER
 Telephone Messenger—HAROLD WILLIAMS
 Telephone Messenger—A. FISHER,* W. H. HARMAN,*
 E. J. JOHNSON*
 Telephone Messenger—WILLIAM STEWARD
 Janitor—E. OLDHAM GRINNAGE

*These officers served consecutively and not simultaneously.

MEMBERS OF THE HOUSE OF REPRESENTATIVES

NEW CASTLE COUNTY

Wilmington

Dist.

- 1—WILLIAM J. WINCHESTER, R., 1118 B. St., Wilmington
- 2—ROBERT L. ARMSTRONG, R., 705 W. 27th St., Wilmington
- 3—HENRY W. BRYAN, R., 1803 Woodlawn Ave., Wilmington
- 4—JOSEPH A. BRUNO, SR., R., 119 Monroe St., Wilmington
- 5—MARTIN J. WALSH, D., 224 N. Jackson St., Wilmington

Rural New Castle County

- 6—F. ALBERT JONES, R., 7 E. Court St., Claymont
- 7—DR. ERNEST B. BENDER, R., Westover Hills, Wilmington
- 8—ROBERT B. KELTON, R., Hockessin
- 9—JOHN P. SINCLAIR, R., 15 Sunset Road, Newark
- 10—CALVIN R. McCULLOUGH, D., Holloway Terrace, N. C.
- 11—HARVEY F. LEE, R., R. D. No. 2, Newark
- 12—FRANCIS E. HOLLIDAY, R., Delaware City
- 13—SUDLER H. KING, D., R. D. No. 1, Middletown
- 14—A. WOODALL COCHRAN, D., Middletown
- 15—WILLIAM T. MABREY, D., R. D. No. 1, Clayton

Kent County

- 1—GEORGE M. BLENDT, D., Smyrna
- 2—NOBLE S. WARREN, R., Dover
- 3—ALLEN J. COOK, D., Kenton
- 4—DONALD G. CAREY, D., R. D. No. 2, Dover
- 5—HARRY C. EVANS, R., 120 N. Governors Ave., Dover
- 6—PAUL B. HUGHES, D., Felton
- 7—ERNEST M. COOL, R., R. D. No. 3, Wyoming
- 8—WILLIAM PASKEY, D., Felton
- 9—JEHU F. CAMPER, D., Harrington
- 10—JOHN M. LONGBOTHAM, R., R. D. No. 2, Milford

Sussex County

- 1—CLIFFORD J. DONOVAN, R., Lincoln
- 2—RALPH COLLISON, D., Bridgeville
- 3—WARREN L. ALLEN, D., Seaford
- 4—CHESTER L. O'NEAL, D., R. D. No. 3, Laurel
- 5—PAUL G. SPEAR, D., Laurel
- 6—ALTON B. CORDREY, D., Millsboro
- 7—NORMAN C. CALHOUN, JR., R., Ocean View
- 8—HARVEY H. LAWSON, R., R. D., Millsboro
- 9—NUTTER D. MARVEL, D., Georgetown
- 10—KENNETH D. GIVAN, R., Lewes

D.—Democrat; R.—Republican

COMMITTEES OF HOUSE OF REPRESENTATIVES

Accounts—Rep. Kelton, Ch.; Holliday, Winchester, Blendt, Cochran.

Agriculture—Rep. Givan, Ch.; Lee, Cool, Cordrey, King.

Appropriations—Rep. Sinclair, Ch.; Benger, Donovan, Mabrey, Marvel.

Charity—Rep. Winchester, Ch.; Bruno, Holliday, Carey, O'Neal.

Claims—Rep. Calhoun, Ch.; Jones, Longbotham, Allen, King.

Corporations—Municipal—Rep. Holliday, Ch.; Bruno, Evans, McCullough, Marvel.

Corporations—Private—Rep. Bruno, Ch.; Holliday, Sinclair, Blendt, Collison.

Education—Rep. Cool, Ch.; Jones, Bryan, Camper, Hughes.

Elections—Rep. Benger, Ch.; Armstrong, Winchester, Blendt, Collison.

Federal Relations—Rep. Longbotham, Ch.; Benger, Winchester, Mabrey, O'Neal.

Fish, Oysters and Game—Rep. Armstrong, Ch.; Lee, Calhoun, Paskey, Cordrey.

Insurance and Banking—Rep. Evans, Ch.; Armstrong, Kelton, Cook, Allen.

Judiciary and Crime—Rep. Bryan, Ch.; Sinclair, Evans, McCullough, Spear.

Labor—Rep. Bruno, Ch.; Winchester, Kelton, Cook, Spear.

Manufacturing and Commerce—Rep. Lee, Ch.; Kelton, Donovan, Cochran, Cook.

Military Affairs—Rep. Kelton, Ch.; Holliday, Cool, McCullough, Hughes.

Miscellaneous—Rep. Lee, Ch.; Longbotham, Givan, Mabrey, Hughes.

Passed Bills—Rep. Armstrong, Ch.; Lee, Carey.

Printing and Supplies—Rep. Bryan, Ch.; Jones, Donovan, Collison, Paskey.

Public Health—Rep. Benger, Ch.; Armstrong, Givan, Camper, Spear.

Public Highways—Rep. Jones, Ch.; Longbotham, Calhoun, King, Mabrey.

Revenue and Taxation—Rep. Jones, Ch.; Cool, Givan, Walsh, Cordrey.

Revised Statutes—Rep. Longbotham, Ch.; Bryan, Benger, Walsh, Allen.

Rules—Rep. Donovan, Ch.; Bryan, Evans, Cochran, Camper.

Supplies—Rep. Givan, Ch.; Sinclair, Cool, Walsh, O'Neal.

Temperance—Rep. Calhoun, Ch.; Kelton, Longbotham, Paskey, Carey.

HOUSE RULES OF ORDER

RULE 1—The House of Representatives shall meet every day (Saturday and Sunday excepted) at eleven o'clock A. M., unless otherwise ordered.

RULE 2—Every day, before the House proceeds to other business, the Clerk of the House shall call the names of the members in alphabetical order and shall read the Journal of the preceding legislative day, which may then be corrected by the House.

RULE 3—In accordance with the provisions of the Constitution, eighteen of the members elected to the House shall constitute a quorum to do business, but a less number may recess or adjourn from day to day.

RULE 4—The daily order of business shall be as follows:

1. Calling of House to Order.
2. Prayer by Chaplain.
3. Calling of Roll.
4. Reading of Journal.
5. Communications from the Speaker and presentations of Petitions and Memorials.
6. Reports from Standing Committees in regular order.
7. Reports from Special Committees in order of appointment.
8. Introduction of new business and first and second readings of bills and resolutions when required by rules.
9. Business on the Calendar.
10. Miscellaneous.

DUTIES OF THE SPEAKER

RULE 5—He shall take the presiding officer's chair at the hour to which the House shall have adjourned and call the members to order.

RULE 6—He shall have general direction of the House Chamber and shall preserve order and decorum. In debate he shall prevent personal reflection and confine the members to the question under discussion. No member shall have the floor except when recognized by the Speaker.

RULE 7—He shall decide all questions of order or may submit the question to the House. An appeal from his decision may be made by any member, if properly seconded.

RULE 8—He may name a member to perform the duties of presiding officer, but such substitution shall not extend beyond an adjournment, except when the Speaker obtains leave of

absence, in which case he may depute a member as Speaker Pro Tempore during such leave, which leave shall not exceed five days.

RULE 9—He shall sign all bills and resolutions requiring the signature of the Speaker in the presence of the House, after their titles shall have been publicly read immediately before signing, and the facts of the signing shall be entered upon the Journal; all writs, warrants and subpoenas issued by the House shall be signed by him and attested by the Clerk.

RULE 10—He shall determine the principal object of a bill or joint resolution and assign such bill or joint resolution to a committee to which such subject matter is appropriate.

RULE 11—He shall appoint all committees unless otherwise ordered by the House.

RULE 12—Every member shall be in his seat at the hour to which the House shall have been adjourned, but any member desiring to be absent from a session may be excused by the presiding officer.

RULE 13—A member shall not be permitted to make a motion or address the Speaker unless such member be at his own desk and when about to communicate any matter to the House or to speak in debate, he shall rise and respectfully address himself to "Mr. Speaker," confining his remarks to the subject before the House and avoiding personal reflections. No member shall speak more than twice on the same subject without leave of the House.

RULE 14—While the Speaker is putting the question or addressing the House or while a member is speaking no member or other person shall engage in private conversation or be permitted to walk across or out of the House or pass between the Speaker and the member addressing the House.

RULE 15—A member transgressing the rules of the House in debate shall be called to order by the Speaker or by any member through the Speaker; the member so called to order shall immediately take his seat, unless permitted by the House to explain; the House shall if appealed to, decide on the case without debate; if there be no appeal, the decision of the Speaker shall be submitted to, and if the case requires it, the member so called to order shall be liable to the censure of the House.

RULE 16—A member shall not be interrupted when speaking, except to a call to order by the Speaker, or by a member through Speaker, or by a member to explain (or by a motion for the previous question or to adjourn); nor shall any member be referred to by name in debate, unless for transgression of the rules of the House and then by the Speaker only.

RULE 17—The standing committees of the House, consisting of five members each (except the Committee on Passed Bills

of three members) to be appointed by the Speaker and to continue during the session, shall be as follows:

- Committee on Accounts
- Committee on Agriculture and Forestry
- Committee on Appropriations
- Committee on Charities
- Committee on Claims
- Committee on Corporations—Municipal
- Committee on Corporations—Private
- Committee on Education
- Committee on Elections
- Committee on Federal Relations
- Committee on Fish, Oysters and Game
- Committee on Insurance and Banking
- Committee on Judiciary
- Committee on Labor
- Committee on Manufacturers and Commerce
- Committee on Military Affairs
- Committee on Miscellaneous
- Committee on Passed Bills
- Committee on Printing
- Committee on Public Buildings and Highways
- Committee on Public Health
- Committee on Revenue and Taxation
- Committee on Revised Statutes
- Committee on Rules
- Committee on Supplies
- Committee on Temperance

RULE 18—Committee meetings shall be held as far as possible when the House is not in session and committee meetings shall not be held while the House is in session without the consent of the Speaker.

RULE 19—Committee reports shall be printed, written or typewritten, and if so desired the minority of a Committee may make a report.

RULE 20—The Committee of the Whole shall proceed under the rules of the House as far as same may be applicable.

RULE 21—The Committee on Rules shall have supervision of and give instruction as to their duties to the attaches of the House and shall keep a record of the attendance of said attaches; shall be responsible for the seating of members; shall make assignments of offices and committee rooms and shall have charge of the furniture and fittings of the House Chamber, offices and committee rooms.

BILLS AND RESOLUTIONS

RULE 22—Every bill and resolution shall be introduced by a member or by order of the House or by report of a committee.

RULE 23—Every bill and resolution, to which the concurrence of both Houses of General Assembly may be necessary, shall be introduced with an original and at least eight copies, the copies shall be marked "duplicate" and at all times every bill and resolution shall be under the general supervision of the Clerk of the House. Until its passage by the House, the original copy of every bill and resolution shall at all times remain in the custody of the Chairman of the committee to which it was referred or the Clerk of the House. The original of all bills and resolutions shall be either printed or typewritten and backed and no erasures or interlineations shall be allowed.

RULE 24—The title of every bill and joint resolution shall be read twice on the day it is introduced. The bill or joint resolution shall not be otherwise read except upon the request of any member of the House, in which case the bill or joint resolution shall be read in full. All bills and joint resolutions shall be read in full on the day and prior to their submission to the vote of the House.

RULE 25—A bill or joint resolution shall not be passed upon the same day it has been reported to the House by the Committee having charge of such bill or resolution, nor in absence of the member who introduced the same, without his written consent.

RULE 26—Any resolution carrying an appropriation or disposal of public moneys shall not be passed by the House on the same day that it shall have been introduced and read, excepting resolutions for House expenses.

RULE 27—Every bill and resolution may be amended at any time before final action is taken, and in the substitution of a bill or resolution after it has been referred to a committee, the original bill or resolution shall receive its third reading before any action is taken on the substitute, if so requested by the member who introduced the original bill or resolution.

RULE 28—Every bill or joint resolution which shall have been in committee for a period of ten days or more, shall, upon request of eighteen members of the House, in writing, be reported to the House for a decision as to its further disposal.

RULE 29—Every bill and resolution, to which the concurrence of both Houses of the General Assembly may be necessary, shall upon its passage in the House be certified to by the Clerk of the House and the date of the passage of the same noted at the foot of the backing thereof. Said bill or resolution shall then be delivered by the Clerk as soon as possible into the custody of the bill clerk, who shall attach a proper parchment backing to

the same and initial, seal or stamp each and every page of each bill or resolution and immediately return the same to the Clerk of the House.

MOTIONS

RULE 30—With the exception of the General Appropriation Bill no skeleton bills will be accepted by the Speaker until two legislative days previous to the deadline set for the introduction of new business.

RULE 31—A substitute bill may be introduced under new business or by permission of the Speaker at which time it shall be given a first and second reading. The member introducing the substitute bill must explain briefly wherein the substitute bill differs from the original bill, after which it shall be referred to the proper committee.

RULE 22—Every motion, except to adjourn, shall be entered on the Journal with the name of the mover, and any motion, if so desired by the mover, may be withdrawn before amendment or decision thereon and the proceedings in relation to the same shall be expunged from the Journal.

RULE 33—Every motion, except for leave to introduce a bill or resolution or for reading of the same, the daily adjournment of the House or to refer or postpone any subject, shall, if required by the Speaker or requested by any member, be reduced to writing by the mover, or may be typewritten as the mover may prefer.

RULE 34—Every motion shall be repeated by the Speaker, or presiding officer, before debate or discussion thereon; and if there has been any debate or discussion, the motion shall again be repeated distinctly by the Speaker or presiding officer before putting the question in the following terms: "As many as are in favor of the question say Aye," and, after the affirmative is expressed, "As many as are opposed, say No."

RULE 35—Every motion shall be decided in a fair and impartial manner by the Speaker or presiding officer, and the vote of a majority of the members present and voting shall prevail, unless contrary to these rules or in conflict with the provisions of The Constitution. The Speaker or presiding officer, if necessary for a fair decision, may cause, or any member may call for, a division, and the members voting in the affirmative shall be required to rise, and after the Clerk has counted and noted those so voting, the question shall be reversed. Excepting when provided by the Constitution, the yeas and nays shall be taken, only on motion that the names of those so voting be entered on the Journal.

RULE 36—Every motion to adjourn shall be in order (unless such motion has just immediately been decided, or the House is voting on another question) and shall be decided without debate.

RULE 37—The only motions, except as otherwise provided, that shall be permitted to interrupt the business regularly before the House, are as follows:

A motion to amend, commit or postpone.

A motion to lay on the table.

A motion for the previous question.

RULE 38—A motion for the previous question shall not be entertained except at the request of five members rising for that purpose, and shall be determined without debate; but when the previous question has been called and sustained, it shall not cut off any pending amendment. The vote shall be taken without debate, first on the amendments in their order and then on the main question.

RULE 39—A motion for the reconsideration of a question which has been decided shall be made and seconded by a member who voted with the majority on the original question; and no motion for reconsideration shall be in order unless made on the same day or one of the three next succeeding days of actual session of the House thereafter. In the application of this rule the word "Majority" shall be construed to mean the number of votes that were sufficient to prevail in the decision of the original question.

CALENDAR

RULE 40—The Clerk of the House shall keep a calendar of business on which shall be placed the number and subject of all bills and resolutions referred to committee and the name of the introducer thereof; and, if reported from committee, the action of the committee thereon. Said bills and resolutions shall be kept on the Calendar until final action is taken thereon, and such as lie over and other matters undisposed of, shall be placed in the order in which they are presented, and a printed copy of the calendar of both houses placed on the desk of each member at the opening of the morning session.

RULE 41—The business on the Calendar shall be called at one-thirty o'clock on each day of the session and shall be called in sequence (but the Calendar will not be called if there is any other unfinished business the House was considering at the time of the previous adjournment or any special order for the day is ready for action). If the call of the Calendar is not completed at any session the next sessions call shall be resumed at the place on the Calendar where the call was interrupted.

MISCELLANEOUS

RULE 42—Messages from the House shall be conveyed by the Clerk or a member, as the Speaker may direct, and when messages are conveyed to the House by a messenger from the Governor or by a member of the State Senate, the members of

the House shall rise. Messages to the House shall not be received while the House is voting on a question or a member is speaking.

RULE 43—Before any petition or memorial addressed to the House shall be presented, a brief statement of the contents shall be made by the introducer, and, upon motion, shall be received at the Clerk's table and read; unless the reference is objected to by a member at the time the petition or memorial is read, it shall be referred without further motion.

RULE 44—The rules of the House shall not be changed or suspended except by a vote of a constitutional majority of the members unless these rules otherwise provide, but in all cases to which they are applicable and in which they are not inconsistent with these rules, the rules of parliamentary practice comprised in Roberts' Rules of Order Revised shall govern the House; and when the rules of parliamentary practice comprised in Jefferson's Manual shall govern insofar as they may be applicable and not inconsistent with these rules.

RULE 45—When a skeleton bill is introduced it shall not be assigned to a committee but it shall be listed on the Calendar as a "Skeleton Bill Unassigned." When it has been filled in it shall be assigned to a committee and take the usual course of other bills.

COMMITTEE ON RULES

CLIFFORD J. DONOVAN, Chairman
HENRY W. BRYAN
HARRY C. EVANS
A. WOODALL COCHRAN
JEHU F. CAMPER

JOINT RULES—1949

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. Announcements 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 of 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 resolutions 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.

HOUSE RULES COMMITTEE

CLIFFORD J. DONOVAN, Chairman
HENRY W. BRYAN
HARRY C. EVANS
A. WOODALL COCHRAN
JEHU F. CAMPER

SENATE RULES COMMITTEE

VERA G. DAVIS, Chairman
NELSON M. HAMMOND
RAYMOND B. PHILLIPS
WILLIAM O. CUBBAGE
R. ALLEN CANNON

FINAL REPORT OF THE PRINTING COMMITTEE

COMPILATION OF JOURNALS

The Constitution of the State of Delaware (Sec. 10, Article II) requires that "each House shall keep a record of its proceedings, and publish the same . . ."

The preparation of the Journals is the responsibility of the clerks of the respective Houses (R.C. 344).

1. Forms: For the last twenty-five years, the Clerks have utilized printed forms to expedite the recording of proceedings. Each Clerk, through the years, has utilized, with minor revisions the forms used at prior Sessions. At the beginning of the 1949 Session there were sixty-five different forms in stock in the Chief Clerk's office and in varying quantities. The number of one form was sufficient to last over 100 years. Obviously no time can be saved in going through 65 forms to find one containing three lines of writing. Many of these forms contained unnecessary wording and were extremely cumbersome. Therefore a complete study of these forms was made and copies of all the essential forms are attached hereto. These forms should be made up in the quantities indicated, on duplicating machines by the Legislative Reference Bureau prior to the beginning of the Session. They should not be included in the printing specifications. Being a temporary record until the Journal is published, the use of duplicating machine paper is approved by the Public Archives Commission.

These revised forms are set up to facilitate recording the proceedings in a logical order of business. The actual sequence of events, according to the best legal opinions available, need not necessarily be indicated in the Journal. For example, if Representative Smith makes a committee report when bills are being given third readings, it would be recorded in the Committee Report Section of that day's Journal.

Form HJ-1: Entered hereon is the number of the legislative day, the day of the week, month, and the hour; the Chaplain's last name only; the Members present and absent; the Member moving approval of Journal; and a condensation of communications, petitions, and memorials. Communications should be entered as so many for or against such a Bill, etc. viz:

Communications: 5 for **HB 29**, 7 for **HB 32**, 8 against **HB 5**.

Any communication or anything else must be printed in full when so moved or requested (without objection) by any Member from the floor. The originals of the above should be filed for delivery to the Archivist at the end of the Session.

Form HJ-2: Standing Committee Reports should be entered on this form in brief viz: **HB 32**, **HS** for **HB 1** (on its merits), **HB 65**, by Appropriations.

The full Committee Report will be a part of the backer of the original bill and will not appear in the Journal.

Any report other than routine, may be printed in full on motion or request from the floor.

Form HJ-3: Introduction of Bills and Joint Resolutions should be entered here giving the full title of each followed by the name of the introducer and the committee to which it is referred viz: **HB 15**—"An Act to Reincorporate Camden," by Cool; to Municipal Corporations.

The easiest way for clerks to record routine introduction of bills is to cut out the pages from the next day's calendar showing the title, introducer and committee, and attach them to the form.

Form HJ-4: The introduction of House Resolutions and House Concurrent Resolutions is entered here. House Resolutions must be printed in full in the Journal and duplicate copies of them should be attached to Form HJ-4. The reason for this is that all Bills and Joint and Concurrent Resolutions of both Houses are published in the laws whereas straight Resolutions appear only in the Journals. It is also to be noted that while the Constitution requires a recorded roll call on Bills and Joint Resolutions, straight Resolutions and Concurrent Resolutions are normally passed by voice vote unless otherwise requested.

Form HJ-5: The form for third and final reading of Bills must be filled out for every Bill and Joint Resolution voted upon. It also may be used, by deleting certain portions, to record roll calls on any Resolution or motion. This is done by making a check mark above the names of the members voting yea and nay, and by adding the names of those not voting or absent. It should be done while the reading clerk calls the roll from the roll call book and the count checked with him before the announcement. This serves as a check on roll calls as well as a Journal entry.

Form HJ-6. The message from the Senate form consolidates at least three forms previously used and two of which were usually filled out by the Secretary of the Senate for the use of the Chief Clerk of the House. The discontinuance of the procedure of one clerk compiling a part of the other clerk's Journal is highly recommended, particularly in the light of this consolidated form which will reduce the work load of each clerk by one-half in this phase of the work. The House Bills returned from the Senate should be entered in brief without title, viz: **HB 1, 4, 6, HS for HB 2, HJR 5**, etc. The Senate Bills and Joint Resolutions to be read in, should have the titles in full but may be entered most conveniently by inserting cut-outs from the calendar of the following day showing committee references as well. Senate Concurrent Resolutions should be entered at the end of this form with the notation written in: "which on motion of Mr. _____ was adopted."

Any Bills not concurred in will be so noted.

Form HJ-7: Recesses and adjournments are entered on this form. Its brevity makes it of questionable value but it has

been used to advantage by some. Recesses are relatively unimportant as far as the Journal is concerned, particularly where the sequence of events is sacrificed for a logical arrangement of the record of proceedings.

Form HJ-8: Miscellaneous business is recorded hereon, such as requests that Bills be stricken or recommitted and announcements that the Speaker is about to sign, etc., and all Bills and Resolutions are referred to in this section without title and in abbreviated form only, viz: **HB 12.**

Other useful forms are the Chief Clerk's Certificates, and oaths of office of members and of employees.

Forms in General: These should be designed and modified to expedite the simple and accurate and brief recording of those parts of the proceedings which are recurrent. An excessive number of forms defeats their purpose, whereas no forms makes shorthand essential or the longhand work tedious, and slows up the business of the House.

Unused surplus forms may be carried over for the use of subsequent Sessions except that forms HJ-1 and 5 which indicate roll calls, must be prepared by the Legislative Reference Bureau by the first legislative day of each Session.

PRINTING SPECIFICATIONS

The following recommendations are hereby made for the benefit of the Legislative Reference Bureau in drawing up specifications for legislative printing for subsequent sessions.

PRINTING NEEDS FOR THE GENERAL ASSEMBLY STATE OF DELAWARE

SPECIFICATIONS — HOUSE OF REPRESENTATIVES

A. Calendar

The bids for the Calendar shall be on a per page printed basis for a minimum of 300 copies and on a sliding scale for each succeeding 100 copies up to a maximum of 500 copies.

The bids shall be based on a minimum of 50 calendars for the Session, calendars for each legislative day of the regular Session to be supplied or omitted on instructions from the Chief Clerk of the House, under the direction of the Printing Committee, a final calendar to be delivered to the Legislative Reference Bureau thirty days after adjournment sine die.

Paper, type, size, form, content order of information concerning bills and resolutions, and dates of action on bills and resolutions as shown on sample which is the Senate Calendar for April 14, 1947.

Information for Calendars to be obtained by successful bidder from the Clerk of the House.

Delivery of Calendars is to be made one hour before the House session begins each day, and is to be made at a place

in the Legislative Building as directed by the Printing Committee of the House of Representatives.

B. RULE BOOKS

1. Rule books shall conform as nearly as possible in color, quality of paper, type and general format to the sample available for inspection at the Legislative Reference Bureau, Dover, Delaware, and shall contain the same information and lists as the sample which will be brought up to date for the 115th General Assembly.

2. Five hundred copies shall be delivered within ten days of the order of the Committee on Printing to said Committee at Dover, Delaware. One hundred twenty-five of said copies shall be bound in best quality fabrikoid, and imprinted in gold lettering with the names of the Governor, Secretary of State, Members of the House and Senate, Attaches of the House, and press representatives. The remaining three hundred and seventy-five copies shall be bound in stiff paper (blue color).

C. BILL BACKERS

1. 9,000 backers for bills when introduced, blue color, and weight as per samples for the original and duplicates, 1,000 of this number to be originals, and 8,000 duplicates. Printing on original bill backers to be revised to include Senate and House Committee report form; the vote count in both Houses; and suitable spaces for dating various action taken. (Before ordering bill backers it is recommended that the stock of Senate and House bill backers stored in the cellar of the Legislative Hall be checked to determine if any of them are useable in their present form or if they could be used after being reprinted.)

D. ROLL CALL BOOKS

Five roll call books, size, paper, etc., as per sample (200 roll calls per book) bound securely with pressboard backs.

E. MISCELLANEOUS FORMS

Thru consolidation and simplification of the specifications for receipt books ordered in the 1949 Session, it is estimated that the present supply of receipt books should last thru the 1959 Session.

(A rubber stamp bearing the Chief Clerk's printed name should be procured for stamping receipt books as used.)

Bids must be submitted in sealed envelopes to the Chairman of the Senate Committee on Printing and/or the Chairman of the Printing Committee of the House of Representatives on the first day of the appointment of the respective Committees in a regular session of the General Assembly of Delaware that convenes following the advertisement for bid, and prior to three o'clock P. M. on said day.

Each bid submitted under the provisions hereof shall be accompanied by certified check guaranteeing the good faith of

the bidder payable to the State Treasurer of the State of Delaware: The amount of said check shall be ten per cent (10%) of the total bid whenever such bid is for a lump sum of the total of the supplies for which the bid is made. Whenever the bid is on a per page basis, the total value of which is not presently determinable, the check shall be in the sum of Five Hundred Dollars (\$500.00). Such checks will be returned to the unsuccessful bidders immediately upon the rejection of their bids. Checks of successful bidders for all items of supplies listed except Calendars and Bills will be retained as a guarantee of performance of the contract and will be forfeited to The State of Delaware upon the successful bidder's failure to enter into a contract or to complete his contract. The check of the successful bidder for the Calendar and/or Bills will be returned to him upon his posting of a performance bond and his entry into a contract for such printing. If the successful bidder for the Calendar and/or Bills shall fail to enter into a contract or to post a performance bond as hereinafter required, his certified check shall be forfeited to the State of Delaware.

The successful bidder for the Calendar must give bond as provided by Chapter 6, Volume 46, Laws of Delaware, 1947.

The submission of a bid together with a resolution of the proper Legislative body awarding the printing for a bid, together with the posting of a performance bond, if one is required, shall constitute a contract.

Reference is hereby made to Chapter 6 of Volume 46, Laws of Delaware, 1947, by the authority of which advertisement for bid was made and these specifications furnished. for additional information, said Chapter being made a part of these specifications to the same extent as if the said Chapter was herein set out in full.

OTHER MISCELLANEOUS JOURNAL FORMS SHOULD BE MADE ON DUPLICATOR

A bill record book should be procured to serve as a check on the Daily Calendar and a receipt book for Committee Chairmen and a ready check on the status and history of bills. The House Bill section should contain space for at least 750 bills with column headings as follows: 1. Bill Number; 2. Date Introduced; 3. Sponsor; 4. Committee to which referred; 5. Initials of Committee Chairman (receipting for bill); 6. Date reported out of Committee; 7. Date voted on; 8. Date Passed Senate; 9. Date signed by Governor; 10. Remarks section for other action such as substituted, stricken, recommitted, etc. Similar sections should be set up for about 25 House Concurrent Resolutions; 25 House Joint Resolutions; 25 Senate Joint Resolutions; 50 Senate Concurrent Resolutions; and 500 Senate Bills. (An accounting book with the headings written in, was used for this purpose in the 1949 Session, but a specially ruled book would be clearer and more simple to use and would justify the expense.)

GENERAL RECOMMENDATIONS FOR CHIEF CLERK

1. Obtain a rubber stamp with full name of Chief Clerk in print similar to typewriter type in size. This will be particularly useful in stamping receipt books and forms.
2. Obtain a rubber signature stamp for stamping bills. All original bills and resolutions passing thru the hands of the Chief Clerk (appx. 1000) must be signed. A signature stamp is acceptable for this purpose although the final backers should be hand signed.
3. A numbering machine (cost appx. \$20.) is extremely useful in prenumbering forms, etc., which aid in the vital job of keeping the bill and resolution numbers straight.
4. Legal size vertical expanding files are excellent for filing the daily journal and for keeping journal forms handy on desk and easy to lock up in desk or safe when not in use.

GENERAL RECOMMENDATIONS FOR NEXT SESSION

1. Calendar Mailing—It is strongly recommended that there be a joint office from which both House and Senate Calendars would be mailed.
 - a. The authority to place names on the mailing list for either or both calendars for a specific number of days per week, should be given to the Clerk in charge of the joint mail room *in writing by members only.*
 - b. Mailing of both calendars in one envelope would effect a considerable economy.
 - c. Supervision of this joint mail room should be the responsibility of two printing committees acting jointly.
 - d. The Legislative Reference Bureau should procure in advance a postage meter for use in said mail room and postage needs should be anticipated so that an uninterrupted mailing system could be effective.

The foregoing Report is respectfully submitted by the Printing Committee of the 115th General Assembly.

Henry W. Bryan, Ch.
F. Albert Jones
Clifford J. Donovan
Ralph Collison
William Paskey

ABBREVIATIONS

HB	House Bill
HR	House Resolution
HCR	House Concurrent Resolution
HJR	House Joint Resolution
HA	House Amendment
SB	Senate Bill
SR	Senate Resolution
SCR	Senate Concurrent Resolution
SJR	Senate Joint Resolution
SA	Senate Amendment

All Bills and Resolutions are set in **Bold Face** type with their respective numbers, e. g., **HB 437** with **SA 1**

The word **signed** is used to indicate signing by the Speaker. The word **approved** is used to indicate the signature of approval by the Governor. Bills approved by the Governor after the adjournment Sine Die, are indicated by the date of approval only in the History of Bills Index.

Mr. Lawson was **presiding** except when temporarily absent from the Chamber, except where it is indicated that another member presided. To minimize confusion in all roll calls, **Mr. Speaker** refers to Mr. Lawson, whether presiding or not.

The original **Committee Reports** are on file with the original bills in the Archives, and are indicated in the Journal in brief only as reported by the majority. (Minority reports indicating dissenting members' names could be entered on request.)

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1st LEGISLATIVE DAY

The House assembled in biennial session in Dover, Delaware, Tues., Jan., 4, 1949, 12:25 p.m.

Mr. Armstrong called the meeting to order.

Prayer by the Rev. Ernest N. Wright.

Mr. Armstrong called the names of the members, who had taken their seats, as follows:

WILMINGTON—NEW CASTLE COUNTY

Representative District No. 1—William J. Winchester
 Representative District No. 2—Robert L. Armstrong
 Representative District No. 3—Henry W. Bryan
 Representative District No. 4—Joseph A. Bruno
 Representative District No. 5—Martin J. Walsh

RURAL NEW CASTLE COUNTY

Representative District No. 6—F. Albert Jones
 Representative District No. 7—Dr. Ernest B. Bengier
 Representative District No. 8—Robert B. Kelton
 Representative District No. 9—John P. Sinclair
 Representative District No. 10—Calvin R. McCullough
 Representative District No. 11—Harvey F. Lee
 Representative District No. 12—Francis E. Holliday
 Representative District No. 13—Sudler J. King
 Representative District No. 14—A. Woodall Cochran
 Representative District No. 15—William T. Mabrey

KENT COUNTY

Representative District No. 1—George M. Blendt
 Representative District No. 2—Noble S. Warren
 Representative District No. 3—Allen J. Cook
 Representative District No. 4—Donald G. Carey
 Representative District No. 5—Harry C. Evans
 Representative District No. 6—Paul B. Hughes
 Representative District No. 7—Ernest M. Cool
 Representative District No. 8—William Paskey
 Representative District No. 9—Jehu F. Camper
 Representative District No. 10—John M. Longbotham

SUSSEX COUNTY

Representative District No. 1—Clifford J. Donovan
 Representative District No. 2—Ralph Collison
 Representative District No. 3—Warren L. Allen
 Representative District No. 4—Chester L. O'Neal
 Representative District No. 5—Paul G. Spear
 Representative District No. 6—Alton B. Cordrey
 Representative District No. 7—Norman C. Calhoun, Jr.
 Representative District No. 8—Harvey H. Lawson
 Representative District No. 9—Nutter D. Marvel
 Representative District No. 10—Kenneth D. Givan

All Members Present.

Mr. Longbotham nominated Mr. Sinclair for Temporary Speaker. Mr. Bryan seconded the nomination.

Mr. Givan moved that the nomination be closed. Motion prevailed.

Mr. Sinclair was elected Temporary Speaker.

Mr. Winchester nominated Mr. Holliday for Temporary Clerk. Mr. Calhoun seconded nomination.

Mr. Bruno moved that nomination be closed. Motion prevailed.

Mr. Holliday was elected Temporary Clerk.

Mr. Bryan moved that a Committee of Two be appointed to notify the Judges of the Superior Court of the several counties that the House of Representatives is ready to receive the Certificates of Election of its members. Mr. Bruno seconded the motion. Motion prevailed.

The Temporary Speaker appointed Mr. Marvel and Mr. Lawson to wait on the Judges for the above purpose.

Mr. Lawson moved that the house recess until the call of the chair while the Committee procured the Certificates of Election. Mr. Bruno seconded the motion. Motion prevailed.

House recessed at 12:35 p.m.

Same day at 12:40 p.m.

Mr. Lawson reported that he had procured the Certificates of Election of the members from New Castle and Sussex Counties but that for some reason the Prothonotary of Kent County had gone home and they were unable to procure the Certificates.

Mr. Marvel when asked by the Temporary Speaker, concurred with the report.

The Temporary Speaker declared a recess until the call of the chair based on the foregoing report.

House recessed at 12:42 p.m.

Same day 2:23 p.m.

Mr. Lawson reported that he had received the Certificates of Election from the Kent County Prothonotary.

Mr. Bruno moved that the Certificates of Election of the Temporary Speaker and Temporary Clerk be read. Mr. Bryan seconded the motion. Motion prevailed.

The temporary Speaker then directed the Temporary Clerk to read the Certificates of Election of Mr. Sinclair, as a Member-elect of the House of Representatives, and of Mr. Holliday as a member-elect of the House of Representatives.

Having been authorized by the Temporary Speaker, Margaret D. Tomlinson, a notary public of Kent County, State of Delaware, then administered the Constitutional Oath of office (MEMBERS OATH) to both Mr. Sinclair and Mr. Holliday as Representatives of the General Assembly of the State of Delaware and the EMPLOYEES OATH as Temporary Speaker and Temporary Clerk respectively.

The Temporary Speaker then authorized and directed to have read the Certificates of Election of all the Representatives of the 115th General Assembly of the State of Delaware. Mr. Holliday, Temporary Clerk, read the Certificates of Election of the members as herein before listed the forms of which certificates were as follows for the members from each of the three counties:

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 forty-eight for New Castle County, according to the Constitution and Laws of the State of Delaware, WILLIAM J. WINCHESTER was duly elected Representative for Representative District Number ONE in Said County in the General Assembly 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, the Undersigned 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 6 day of November, A. D. 1948.

(S) Charles S. Richards—*Chief Justice*

(S) Caleb R. Layton, 3rd—*Resident Associate Judge.*

THE STATE OF DELAWARE
KENT COUNTY, SS.

Be It Remembered, That at the General Election held on Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-eight for Kent County, according to the Constitution and Laws of the State of Delaware, GEORGE M. BLENDT, was duly elected Representative for the FIRST Representative District for said County in the General Assembly; 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, William Watson Harrington, and Charles L. Terry, Jr., 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 in said County, on the 5th day of November, A. D. 1948.

(S) William Watson Harrington—*Chancellor*

(S) Charles L. Terry, Jr.—*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 forty-eight, for Sussex County, according to the Constitution and Laws of the State of Delaware, CLIFFORD J. DONOVAN, was duly elected Representative for Representative District Number ONE in said County in General Assembly, 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, George Burton Pearson, Jr. and James B. Carey, 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 Fourth day of November, A. D., 1948.

(S) George Burton Pearson, Jr.—*Associate Judge*

(S) James B. Carey—*Resident Associate Judge*

Mr. Bruno moved that the Temporary Speaker administer the Constitutional Oath of Office to the members-elect. Mr. Jones seconded the motion. Motion prevailed.

The Temporary Speaker then administered the Constitutional Oath of Office (Members Oath) to the members-elect. The form of which follows:

THE STATE OF DELAWARE

COUNTY OF KENT, SS.

MEMBERS OATH

I do solemnly swear (or affirm) 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 Representative in the General Assembly of the State of Delaware from Representative District No. ONE in NEW CASTLE COUNTY (to which office I was elected at the General Election held in said State in the year A. D. 1948), 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, contribute 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.

William J. Winchester
(Members Signature)

Sworn to this 4th day of January, A. D. 1949, before me.

John P. Sinclair
(Temporary Speaker)

Mr. Calhoun nominated Mr. Lawson for Speaker of the House. Mr. Lee seconded the nomination.

Mr. Evans moved the nominations be closed. Mr. Bruno seconded the motion. Motion prevailed.

Mr. Lawson was declared elected Speaker.

Mr. Kelton moved that a committee of two be appointed to escort the Speaker-elect to the Chair. Mr. Cool seconded the motion. Motion prevailed.

Mr. Warren and Mr. Walsh, having been appointed, escorted the Speaker-elect to the chair.

Mr. Bruno moved that the Temporary Speaker administer the oath of office to the Speaker-elect. Dr. Bengert seconded the motion. Motion prevailed.

The Temporary Speaker administered the Oath of Office (Employees Oath) to Mr. Lawson as Speaker of the House.

Mr. Warren introduced the following resolution which, on his further motion, was adopted: **HR 1**—"In Reference to the Election of Officers of the House."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the said House proceed with the nomination and election of the following officers and do elect those whose names appear hereafter in this Resolution to serve in the offices placed opposite their respective names during the pleasure of the 115th General Assembly of the State of Delaware:

Attorney—John F. Lynn
Chief Clerk—Wm. W. Spruance
Chaplain—Rev. Ernest Wright
Reading Clerk—Mary W. Burton
Document Clerk—Flora Laws
Bill Clerk—Norman Battersby
Assistant Bill Clerk—Mildred B. Hughes
Mail Clerk—Lewis Colmery
Assistant House Messenger—John Caruso
Reading Clerk—James Ellington
Door Tender—Hiram R. Voshell
House Messenger—G. Edward Wyatt
Telephone Messenger—Samuel L. Hall
Speaker's Clerk—Robert H. Yerkes
Sergeant-at-Arms—Willard Anseume

The Speaker administered to the officers of the House for their respective duties as Specified in **HR 1**, the Oath of Office (Employee's Oath) the form of which follows:

THE STATE OF DELAWARE
COUNTY OF KENT, SS.
EMPLOYEES OATH

I, John F. Lynn, 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 House of Representatives in the General Assembly of the State of Delaware, according to the best of my ability.

(S) John F. Lynn (Employee)

Sworn and subscribed to this 4th day of January, A. D. 1949.

(S) Harvey H. Lawson (Speaker of the House)

Mr. Warren introduced the following resolution which, on his further motion, was adopted: **HR 2**—"Notifying the Senate that the House Is Organized and Ready for Business."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware, that the Clerk of said House notify the Senate that the House is organized and ready to receive business.

Mr. Warren introduced the following resolution which, on his further motion, was adopted: **HR 3**—"In Reference to Rules of the House of Representatives."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly that the Rules of the House of Representatives at the regular session of 1947 be and they hereby are adopted as the temporary rules for the government of the present Session.

Mr. Warren introduced the following resolution which, on his further motion, was adopted: **HR 4**—"Authorizing the State Librarian to Furnish Supplies."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly that the State Librarian be and he hereby is authorized and directed to furnish the Chief Clerk of the House and the Stenographers for the House such supplies as may be necessary for the performance of their duties as such Chief Clerk and Stenographers.

Mr. Warren introduced the following resolution which, on his further motion, was adopted: **HR 5**—"Authorizing the State Librarian to Furnish Stationery and Other Supplies."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the State

Librarian be and he hereby is authorized and directed to furnish to the Members of the House of Representatives, the Speaker's Clerk, the Chief Clerk, the Assistant Chief Clerk, the Attorneys for the House of Representatives, the Reading Clerks, and the Bill Clerks, stationery and other supplies, the cost of which shall not exceed the sum of Twenty-Five Dollars for each.

Mr. Warren introduced the following resolution which, on his further motion, was adopted: **HR 6**—"Extending the Privileges of the Floor to Certain Persons."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly that the privileges of the floor be accorded to the ex-members of the House, members and ex-members of the Senate, members and ex-members of the United States Senate and the United States House of Representatives, the Governor, other State Officers, and Representatives of the Press, and that the privileges of the floor to address the House or to confer with members may be granted to others by a majority vote of the House.

The chair announced the appointment of the printing committee: Mr. Bryan, Chairman, Mr. Jones, Mr. Donovan, Mr. Paskey, and Mr. Collison.

Mr. Warren moved that the House adjourn until 11:00 A. M., Wednesday, January 5, 1949. Motion prevailed.

2ND LEGISLATIVE DAY

House met pursuant to adjournment Wed., Jan 5, 12:17 p. m.
Prayer by the Chaplain, Rev. Wright.

Members present — Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker,—35.

The Clerk proceeded to read the journal of the previous session when Mr. Warren moved that so much be considered the reading of the journal, and the journal be approved as read. Motion prevailed.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess, at 2:43 P. M.

Mr. Bryan presented the following report:

REPORT AND RECOMMENDATIONS OF THE HOUSE COMMITTEE ON PRINTING TO THE HOUSE OF REPRESENTATIVES OF THE 115TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

TO THE HOUSE OF REPRESENTATIVES:

Your Committee on Printing as named by the Speaker of the House on Tuesday the Fourth day of January, A. D. 1949, acting under the authority of Chapter 6, Volume 46, Laws of Delaware, 1947, met in the Legislative Building on the afternoon of the first day of the appointment of said Committee to receive bids for supplying the printing needs of the House during the regular Session of the 1949 General Assembly.

The Committee decided to open the bids not only in the presence of the Committee but also in the presence of the bidders who presented bids.

Four different bidders presented bids. After Examination of the bids submitted, your Committee found the lowest responsible bidders for the six separate items of printing as listed in the specifications to be as follows:

- A. Calendar—Delaware State News, Inc.
 Bid—300 Copies \$3.70 per page
 400 Copies \$4.50 per page
 500 Copies \$5.30 per page
- B. Rule Books—Delaware State News, Inc.
 Bid—\$95.00
- C. Bill Backers—The Hambleton Company, Inc.
 Bid—\$142.00
- D. Roll Call Books—Delaware State News, Inc.
 Bid—\$34.00
- E. Bills—Delaware State News, Inc.
 Bid—100 Copies \$2.50 per page
 200 Copies \$3.00 per page
 300 Copies \$3.50 per page
 400 Copies \$4.00 per page
 500 Copies \$5.00 per page
- F. Miscellaneous Forms—Delaware State News, Inc.
 Bid—\$171.00

Compliance having been made by the low bidders with the requirements of the Statute cited as to the furnishing of certified checks in the amounts required by the Statute, and the Committee having found such low bidders to be responsible, and such low bidders having demonstrated their capacity to supply the printing needs of the House as set forth in the specifications furnished them, your Committee recommends the award of contracts to the bidders listed above at their respective bids as set forth herein, upon their giving performance bonds and entering into Contracts as required by Chapter 6, Volume 46, Laws of Delaware, 1947.

(S) Messrs. Bryan, Collison, Jones, Paskey, Donovan.

Mr. Bryan moved that the report of the Printing Committee be printed in full in the journal. Motion Prevailed.

Mr. Bryan introduced **HR 7**—"Accepting the Lowest Responsible Bid for Each of the Classes of Printed Matter Required by the House.

BE IT RESOLVED, by the House of Representatives, that the following bids, received by the House Committee on Printing, after public advertisement as required by Chapter 6, Volume 46, Laws of Delaware, 1947, be accepted for the respective classes of printed matter and the work covered by each of said classes of printed matter be awarded to said bidders as the lowest responsible bidders therefor, upon entering into the undertakings and upon strict compliance with the terms and conditions of the specifications upon which said bids were submitted, and upon strict compliance with the law providing for the printing needs of the General Assembly as found in said Chapter 6, Volume 46, Laws of Delaware, 1947:

Item A. Calendar—Delaware State News, Inc.

Bid—300 copies \$3.70 per page
 400 copies \$4.50 per page
 500 copies \$5.30 per page

Item B. Rule Books—Delaware State News, Inc.

Bid—\$95.00

Item C. Bill Backers—The Hambleton Company, Inc.

Bid—\$142.00

Item D. Roll Call Books—Delaware State News, Inc.

Bid—\$34.00

Item E. Bills—Delaware State News, Inc.

Bid—100 copies \$2.50 per page
 200 copies \$3.00 per page
 300 copies \$3.50 per page
 400 copies \$4.00 per page
 500 copies \$5.00 per page

Item F. Miscellaneous Forms—Delaware State News, Inc.

Bid—\$171.00

BE IT FURTHER RESOLVED, That all work by the successful bidder for each of the above classes of printed matter shall be in strict compliance with the specifications furnished to the bidders and upon which bids were submitted and that all deliveries of printed matter be accompanied by a detailed invoice covering same.

HR 7 was taken up for consideration and read, by paragraphs, in order to pass the House.

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

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

YEAS—Messrs. Allen, Armstrong, Bengel, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelson, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the resolution was adopted.

House recessed until the call of the chair at 2:55.

House reconvened at the call of the chair at 3:05.

The Speaker announced the assignment of Committees of the House of Representatives, 1949 Regular Session of the General Assembly:

ACCOUNTS

Kelton, chairman, Holliday, Winchester, Blendt, Cochran.

AGRICULTURE

Givan, chairman, Lee, Cool, Cordrey, King.

APPROPRIATIONS

Sinclair, chairman, Benger, Donovan, Mabrey, Marvel.

CHARITY

Winchester, chairman, Bruno, Holliday, Carey, O'Neal.

CLAIMS

Calhoun, chairman, Jones, Longbotham, Allen, King.

CORPORATIONS—MUNICIPAL

Holliday, chairman, Bruno, Evans, McCullough, Marvel.

CORPORATIONS—PRIVATE

Bruno, chairman, Holliday, Sinclair, Blendt, Collison.

EDUCATION

Cool, chairman, Jones, Bryan, Camper, Hughes.

ELECTIONS

Benger, chairman, Armstrong, Winchester, Blendt, Collison.

FEDERAL RELATIONS

Longbotham, chairman, Benger, Winchester, Mabrey, O'Neal.

FISH AND GAME

Armstrong, chairman, Lee, Calhoun, Paskey, Cordrey.

INSURANCE & BANKING

Evans, chairman, Armstrong, Kelton, Cook, Allen.

JUDICIARY & CRIME

Bryan, chairman, Sinclair, Evans, McCullough, Spear.

LABOR

Bruno, chairman, Winchester, Kelton, Cook, Spear.

MANUFACTURING & COMMERCE

Lee, chairman, Kelton, Donovan, Cochran, Cook.

MILITARY AFFAIRS

Kelton, chairman, Holliday, Cool, McCullough, Hughes.

MISCELLANEOUS

Lee, chairman, Longbotham, Givan, Mabrey, Hughes.

PASSED BILLS

Armstrong, chairman, Lee, Carey.

PRINTING & SUPPLIES

Bryan, chairman, Jones, Donovan, Collison, Paskey.

PUBLIC HEALTH

Benger, chairman, Armstrong, Givan, Camper, Spear.

PUBLIC HIGHWAYS

Jones, chairman, Longbotham, Calhoun, King, Mabrey.

REVENUE & TAXATION

Jones, chairman, Cool, Givan, Walsh, Cordrey.

REVISED STATUTES

Longbotham, chairman, Bryan, Benger, Walsh, Allen.

RULES

Donovan, chairman, Bryan, Evans, Cochran, Camper.

SUPPLIES

Givan, chairman, Sinclair, Cool, Walsh, O'Neal.

TEMPERANCE

Calhoun, chairman, Kelton, Longbotham, Paskey, Carey.

The House met at the call of the chair at 4:10 p. m. same day.

Mr. Short, Secretary of the Senate, having been admitted informed the House that the Senate had passed and requested the concurrence of the House in **SCR 1**, and presented the same to the House.

The chair presented: **SCR 1**—"Providing for a Joint Session to Hear the Message of the Governor"—which on further motion of Mr. Warren was adopted and ordered returned to the Senate.

Mr. Warren moved that the House adjourn until noon, Jan. 6th, 1949.

3RD LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Jan. 6, 12:35 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session, when Mr. Warren moved that so much be considered the reading of the journal, and the journal be approved as read. Motion Prevailed.

The chair declared a recess until the call of the Chair in order that the Members of House might attend the Joint Session in Accordance with **SCR 1** at 12:37 P. M.

JOINT SESSION

12:45 January 6, 1949

Mr. Burkholder moved that the President of the Senate preside over the Joint Session. Motion Prevailed.

The Chair invited the President pro tem, Mrs. Davis, to come to the Rostrum.

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

Mr. Burkholder moved that the Chair appoint a joint committee consisting of two members of the Senate and three members of the House of Representatives to notify the Governor that the Joint Session is organized and to escort the Governor to the Senate Chamber.

The Chair Appointed Mr. Burkholder, Majority Floor Leader of the Senate, and Mr. Dickerson, Minority Floor Leader of the Senate, and Mr. Warren, Majority Floor Leader of the House, and Mr. Walsh, Minority Floor Leader of the House and Mr. Bryan, a member of the House, to the Joint committee.

The committee escorted the Governor to the Senate rostrum where he delivered his biennial message.

GOVERNOR'S MESSAGE

Message of Honorable Walter W. Bacon, Governor of Delaware to the One Hundred and Fifteenth General Assembly of the State of Delaware:

Members of the One Hundred and Fifteenth General Assembly of the State of Delaware:—

Over the years it has been customary for the outgoing Governor to report to the General Assembly on the existing conditions of the affairs of State.

It is not my purpose, and I do not intend, to offer for your consideration matters of a policy-making nature. For that leadership, you will look to my successor in office, who will in due course present his program for your study and consideration. Under our system of government, this is as it should be. After eight years in office, however, it is only natural that from my experience I should have reached certain conclusions concerning some of the phases of our State Government. Briefly, I should like to bring these conclusions to your attention and commend them to you for your serious consideration, without, I hope, in the

slightest degree, infringing upon the prerogatives of my successor in office. As I view it, my duty requires me to give you the benefit of my experience in office.

SHIFTING OF FISCAL RESPONSIBILITY

In recent years, the tendency of the States has been more and more to look for and accept financial assistance from the Federal Government for discharging functions of government which are primarily the responsibilities of the States. A paternalistic Federal Government has increasingly encouraged this tendency on the part of the States, until it is being practiced to an alarming degree. In like proportion, Federal bureaucratic control and regulation have fastened themselves upon us. As the result of this policy of shifting financial responsibility upward under the encouragement of the Federal Government, we are now beginning to feel the pressure of our counties and other political subdivisions to have the State assume the cost of governmental activities that are rightfully local responsibilities.

Curiously enough some of those who advocate the shifting of local financial responsibilities to the State, seriously object to the pouring of money into the States by the Federal Government with the resultant control over State activities which are subsidized in this manner.

This tendency to shift local financial responsibility should not only be discouraged, but should be effectively resisted by the State. It endangers the civic morale of the people and is contrary to the basic principles of our system of government.

Whether our State and Nation, under the concept of government established by the Founding Fathers, is to survive depends upon the self-reliance and determination of our people to meet their own responsibilities as citizens, financial and otherwise. The sure road to weakness and decay is for our citizens to subscribe to and depend upon the philosophy that our government should support and maintain them. We cannot realize too soon that it is not possible to have a paternalistic and socialistic government and at the same time maintain and retain our individual liberties and freedoms. When we no longer substantially possess the liberties and freedoms we acquired on the birth of our Nation, the spirit of America, which has made ours the greatest Nation on earth, will surely vanish. I leave these thoughts with you, and urge upon you the necessity for sound and constitutional government in these unstable and deceptive times.

TEMPORARY SALARY INCREASE

On the recommendation of the Governor, the 114th General Assembly enacted into law a temporary salary increase of \$200.00 annually for most of our State employees receiving base rates of pay falling within the salary range of \$500.00 to \$5,000.00, with the proviso that no increase granted should cause

the sum of any basic salary, plus the increase, to exceed a total annual payment of \$5,000.00. The cost of living is even higher now than two years ago, and since this law expires on next June 30th, I believe it to be my duty to call your attention to its expiration date in order that you may give thought and consideration to the enactment of a similar salary increase Act for the biennium beginning on July 1, 1949.

RETIREMENT ACT

In my judgment our State has the most unique and the soundest State Employee Retirement Act in the Nation. This legislation was a great forward step for the benefit and the security of our State employees, and it is my hope that it will be perpetuated as a sound and integral part of our system of State Government. Until the Act has had an ample trial to test its provisions and we have had a better opportunity to fairly determine what the ultimate cost is likely to be, I believe our State should not be committed further financially. I, therefore, believe it would be highly undesirable to further liberalize the Act at this time.

FINANCES

Judicious administration of the State's fiscal affairs is one of the most important matters for consideration by the Chief Executive. During the period of my two terms as Governor of Delaware, financial conditions have changed rapidly. Our annual expenditures, compared with those of eight years ago, have increased by alarming proportions. A large percentage of this increase is the direct result of the decreased purchasing power of currency. Delaware is not alone in suffering from this economic problem. Individuals, States and our Nation, are struggling with this same problem. Some of the increase in expenditures is caused by what I believe to be superior services to the citizens of our State.

The following is a condensed report of past experiences, and a brief forecast of future prospects. On July 1, 1941, at the beginning of my administration, the State had a cash balance of \$3,213,646.83 available for appropriations. On July 1, 1948, this amount had grown to \$8,864,674.06, despite the fact that our expenditures had increased by 71.9 per cent. This result has been obtained by operating on a sound financial basis. I have always been assured that funds were available for expenditures before they were recommended, and have earnestly tried to apply that principle to the fiscal administration of the State. In some instances I have been adversely criticized for adhering to this principle, but I much prefer to be remembered for this characteristic, rather than to be regarded as a boastful promiser or a deficit spender.

The time has again arrived when careful and cautious financial planning must be considered for the State. It appears

that the cash balance available for appropriations on July 1, 1949, the beginning of the next biennium, will be approximately \$7,500,000.00. The latest available estimate indicates that receipts during that period will amount to about \$16,880,000.00 for the first year and about \$15,567,000.00 for the second year of the biennium, or a total of approximately \$40,000,000.00.

The sums recommended for inclusion in the Omnibus Appropriation Bill for this two-year period amount to over \$17,750,000.00 for the first year, and about \$18,000,000.00 for the second year, making a total of over \$35,750,000.00. Usual Supplemental Appropriations including such items as County Highway Bond interest and redemptions, grants to hospitals, fire companies, Woods Haven School, and numerous other such appropriations, quite likely will add another \$1,500,000.00, or more, annually to expenditures. To these appropriations there must be added provisions for the State's Continuing Appropriations, plus allotments from the Emergency Fund, should it be continued, and funds for the continuation of the temporary salary increase, if reenacted. These items alone would make total annual appropriations of about \$20,000,000.00, or approximately \$40,000,000.00 for the biennium.

It appears now that there should be sufficient funds to adequately meet the above recommendations for the biennium ending June 30, 1951. If our forecasts are reasonably correct, however, additional revenue will be required to meet any extraordinary appropriations for new or additional expenditures and to maintain a safe working capital in the State Treasury. In this connection, I desire to make reference to the fact that in my message of two years ago, the subject of additional revenue for State purposes was called to the attention of the members of the 114th General Assembly.

At this time also your attention is called to certain provisions of the Revised Code of Delaware, 1935: Code No. 5410, Sec. 12, Chapter 158, provides, inter alia, that the General Assembly may increase, decrease, or eliminate items in the Budget Appropriation Bill, but that the total budget appropriation items may not be increased in the aggregate to a point where they would exceed the State revenue from all sources as estimated in the Budget; and Code No. 5411, Sec. 13, Chapter 158 of said Code provides, inter alia, that no Supplementary Appropriation Bill shall be passed, if, when added to the appropriations already authorized, the aggregate appropriations exceed in amount the State revenues from all sources for the ensuing biennial period as set forth in the Budget.

CONSTITUTIONAL AMENDMENTS

In previous messages, I have endorsed the following proposals for new amendments to the State Constitution, and I again urge your consideration of them:

1. That no business be transacted at any Special Session

of the General Assembly except that for which the Session was specifically called. In order to guard against unforeseen circumstances and events, it is suggested that provision be made that three-fourths of all the members elected to each House of the General Assembly by Resolution, approved by the Governor, may add to the business set forth in the Governor's Call. There should also be delegated to the Governor, in addition to the authority to convene, the power to finally adjourn a Special Session of the General Assembly;

2. That the sole power to authorize the issuance of State bonds should reside in the General Assembly, and that no State department or agency should at any time be clothed with such authority.

The following proposed amendment was passed by the 114th General Assembly, and I urge its adoption at this Session:

That the terms of office of the State Treasurer and the Auditor of Accounts should be four years instead of two years, and they should be chosen at alternate General Elections.

This proposed amendment, also previously recommended by me, would provide a highly desirable improvement in the administration of the fiscal affairs of our State Government, for the reason that the official holding over after an election would be familiar with State finances, and the functions of the offices of State Treasurer and State Auditor.

As it is now, more often than not, new officials take over these offices at the same time, and they are both at a distinct disadvantage. I am convinced that it would prove much more satisfactory if these two officials were elected to office at alternate General Elections.

REGISTRATION LAWS

It was my recommendation to both the 110th and the 114th General Assemblies that the Permanent Registration Laws of our State be repealed and legislation enacted to provide for a General Registration in the year 1948 and every fourth year thereafter, and a Supplemental Registration in the year 1950 and every fourth year thereafter.

Favorable action on this recommendation, however, was not taken by either General Assembly. Since the reasons I advanced for this legislation are still as compelling as they were two and four years ago, I again recommend that the Permanent Registration Laws be repealed, and that provision be made for a General Registration in the year 1950 and every fourth year thereafter, and a Supplemental Registration in the year 1952 and every fourth year thereafter. I urge your favorable action on this recommendation.

SELF-INSURANCE

In my message to the 114th General Assembly, I recommended the enactment of legislation creating a State Insurance

Reserve Fund for the purpose of paying at least part of possible fire losses. From the standpoint of the State, the creation of such a reserve fund is highly desirable. I am still of the opinion that the initial appropriation for this fund should be the sum of \$100,000.00, and yearly additions should be made thereto until it totals in the aggregate a sum which in the joint opinion of the General Assembly and the Insurance Commissioner is ample to meet losses reasonably to be anticipated on the basis of the fire loss experience of the State. Provisions should also be made to replenish the fund to the extent of any losses suffered by the State and paid from this fund. If such a plan should be adopted, I believe that considerable sums now paid for insurance premiums could be saved and that ultimately State property could have the highest type protection at a very reasonable cost. I again endorse such legislation, and hope it will receive your favorable consideration.

TAXATION FOR SCHOOLS IN THE CITY OF WILMINGTON

The Supreme Court has decided, in interpreting the laws relating to the public school system of the City of Wilmington, that the Board of Public Education of the City has the right to determine what funds are necessary to operate the public schools of the City, not exceeding a prescribed maximum of revenue produced by a seven mill assessment on the value of real and personal property, and that the City of Wilmington is merely the agency for raising such funds by taxation with no discretionary power respecting the amount determined by the Board of Education.

The condition resulting from the decision should be cured by legislation. The Board of Education, an appointive body, is for all practical purposes made a tax-fixing body. The City Council of Wilmington, an elective body, is made subservient to the appointed body.

I have no objection whatever to the purpose for which the money is used; but I firmly believe that in a representative system of government all public funds should be provided by an elective body responsive to the people from whom the funds are derived through taxation.

In the present law, as construed, is not changed, I am of the opinion that the Board of Public Education of Wilmington should be made an elective body.

GAMBLING

There is, surprisingly, a great deal of agitation for a relaxation of the laws designed to prevent gambling. There are those who advocate the legalization of lotteries in spite of long experience of their evil effect upon the public in general. The argument generally advanced in support of gambling is that it

is an evil, difficult if not impossible to eradicate, and, therefore, gambling should be legalized and made productive of revenue. This is a false and specious argument. Further legalizing gambling would be a backward step. It would tend to corrupt and would prove to be anything but beneficial to the State and its citizens. I, therefore, urge you to resist any and every attempt to relax the provisions of our existing laws against gambling.

RAPE

It is a serious question whether or not the sentence of death should be imposed in cases of conviction of the crime of rape. It is argued, and with force, that the drastic punishment tends to defeat the ends of justice, as juries are hesitant in many cases to convict knowing that death, or life imprisonment, possibly, upon a recommendation of mercy, will follow. In some jurisdictions the penalty is death unless the jury fix the punishment by imprisonment; in other jurisdictions imprisonment alone is provided; in some States the Court may sentence the defendant for any definite term not exceeding the statutory maximum. It is recommended that the General Assembly give serious attention to this matter.

Publication of details of proceedings in trials for rape and kindred offenses through newspapers and radio is not in the public interest. Through the cooperation of the press and radio stations great improvement has been noted in recent cases; but having regard always for the freedom of the press, the General Assembly should give this matter serious consideration and enact laws that will insure an adequate but decent report of the proceedings in such cases.

PUNISHMENT IN CERTAIN CRIMINAL CASES

The punishment provided for rape or for murder in the first degree is death. In either case, the jury may recommend mercy, and when such recommendation is made by the jury, the Court is empowered, if it thinks fit to impose a sentence of life imprisonment instead of death.

It seems doubtful whether this fearful responsibility should be imposed on the Court. The General Assembly should give careful consideration to the matter, and determine whether, upon a recommendation of mercy, accompanying a verdict of guilty in such cases, the sentence should not be life imprisonment, and thereby relieve the Court from the responsibility cast upon it.

PAROLE

The Parole Act (Code No. 4150, Revised Code, 1935) provides that every prisoner sentenced to one year or more for any offense except rape, assault with intent to commit rape, and

certain other enumerated offenses, may be released on parole in the discretion of the Parole Board after having served one-half of the original or commuted sentence, but Code No. 4151 of the said Code provides that every prisoner sentenced to imprisonment for life for any offense may be released on parole after serving fifteen years of the sentence.

This conflict in the law has been construed in favor of the prisoner who has been sentenced for life upon conviction of the crime of rape with a recommendation of mercy. The question is one of grave importance and should not rest upon mere construction. Curative legislation should be enacted whereby the conflict in the law will be removed, and the power of the Board of Parole in such cases plainly defined.

Generally speaking, parole of prisoners upon a proper showing of good conduct is to be favored; but it is a much debated question, one that deserves the close attention of the General Assembly, whether the Courts, in imposing sentence in certain cases, should not have the power to except the convicted person from the benefit of the Parole Act.

INTOXICATING LIQUORS

It is well known that the traffic in intoxicating liquors breeds serious evils, no matter how carefully the traffic is conducted and safe-guarded. Prison authorities, Juvenile Courts and many individuals confirm the fact that the liquor traffic is harmful to our citizenship, and will be just as harmful to future generations. It is a serious question whether it is conducive to the public morals to permit males and females to be served at the same public bar, and the wisdom of the provisions of the law which require purchasers of alcoholic liquors to consume them while sitting is much debated. It is argued that the effect of the consumption of liquor by one sitting is not so readily noticeable, with the result that such person will overindulge.

Frequently, complaints are heard that licensed clubs sell liquor to members on Sundays and after hours. To meet this apparent weakness in our laws, provisions should be made through adequate legislation for closer supervision of licensed clubs.

The matter of selling alcoholic liquors to minors has received the careful attention of the liquor dealers themselves, and they are deserving of commendation for the action they have taken and the improvements that have been made as the result of their own efforts.

PERSONNEL CLASSIFICATION

On my recommendation, the 114th General Assembly authorized a Commission to make a study of a personnel classification system for the employees of our State, and to report its findings to the Governor and to the 115th General Assembly.

The Commission has made a preliminary report to the Governor and its report and recommendations I am assured will be made to the General Assembly within the time prescribed in the Resolution providing for the study.

Much good work has been done by this Commission, and it is my hope that if additional studies are necessary, they will be made to the end that such a classification system will be adopted to the advantage of both the State and its employees. I desire to take this opportunity to express sincere thanks and appreciation to the members of the Commission for their unselfish and worthwhile services to our State.

STATE SCHOOL SURVEY COMMISSION

The people of Delaware are to have the benefit of an exhaustive report from the Commission appointed to study Delaware's public education system and standards. The Commission, authorized by the General Assembly in 1947, was empowered to make recommendations for the improvement of our schools. The report, including the recommendations of the Commission, is available and will be transmitted to you at the earliest opportunity.

Broad recommendations have been made by the Commission, and some of these proposals deserve comment at this time.

Perhaps the two most basic proposals of the Commission revolve about the physical set-up of our schools through their districting, and the question of public support for the educational program, particularly as reflected in its adequate financing.

The Commission urged that the State be divided into a limited number of school districts, each large enough to have one consolidated high school for preferably 600 to 1,000 pupils, but with at least an absolute minimum of 300 to 400 pupils. To this idea I subscribe fully. This reorganization, entailing the elimination of many of our antiquated and uneconomic one-room schools, ought to mean eventually that the State Board of Education would cease its direct operation of any schools. The resultant increased authority for district boards and superintendents inevitably would spur local interest in education. And as the average citizen is brought more and more directly into contact with the services and the problems of his local school, the more likely is his financial support for the school. As the Commission points out, the districts should raise funds locally of more than a nominal amount beyond the general State-supported level. In this way, and probably in this way only, is Delaware going to improve materially its school services.

In connection with the question of the State's financial support for its schools we may be especially grateful to the Commission for refuting the published and otherwise widely circulated slander that Delaware ranks fifth in its ability to support education, but 46th in the financial effort it puts forth to support its

educational program. The Commission uncovered the fallacy in this view by showing that such ratings as to "effort" and "ability" were based on per capita income of the various States before reduction by personal income taxes. After taking the Federal income tax into account, and working with only "spendable" income, Delaware ranks sixth among all States in financial effort exerted for public education, rather than 46th. Conversely, Delaware ranks 30th—rather than fifth—in ability to pay after Federal income taxes are deducted. I can, therefore, say with particular feeling that the State of Delaware has more than accepted its responsibilities in aiding public education.

There are other practices upon which I should like to comment. I agree with the Commission that compulsory attendance laws should be revised to meet present conditions, since our present laws on the subject are more than a quarter-century old and no longer are effective. Tightening up of attendance regulations is important because education provides a powerful bulwark for our Republic, and its benefits should be extended rather than restricted. I find it deplorable, too, that of young people between 14 and 19 years of age who were in school at the last census, Delaware counted only 48 per cent, to stand 28th in the Nation. Along with widening our horizons educationally, we need to raise the compulsory school attendance age. How can we efficiently teach our essentials of citizenship when only 62 per cent of our boys and girls who enter high school stay to graduate? This is a sorry picture, but I concur with the Commission in its belief that there would be no point in merely holding these young people in classrooms unless our schools obviously are offering an educational program that will benefit them directly. In this connection, the Commission submits a number of detailed and considered proposals concerning the curriculum of the public schools. These, I believe, may well apply to almost any other State as well as to Delaware, and I am confident that in turning such curricular recommendations over to competent school administrators, they will be dealt with more effectively than would be the case if we took them up in detail here. It might be well, however, to note the Commission's charge to these school administrators to make our schools "a better training ground for citizens whose privilege and responsibility it is to determine the course of their destiny."

The Commission submits several recommendations designed to promote the granting to children of the Negro race equal opportunity to develop into useful citizens of our society, not in a subordinate role but on a plane limited only by their individual talents. Some of these recommendations are for administrative action, but I commend to your attention such proposals as the consolidation of small schools for Negro children, addition of some schools, and extension of the 12-year educational program.

In line with the plan to cut down on our one-room schools through consolidation—particularly through elimination of 14

one-teacher schools where there are five or fewer pupils per grade—I will cite another phase of the Commission's report, to the effect that standardized tests show the results in the graded schools to have been better than in the small one-teacher and two-teacher schools where the teachers are required to teach many grades.

To finance the program which it recommends, the Commission has several well thought out provisions, all of which I consider worthy of careful consideration. In general, however, I believe we can go along with the thesis that the State should continue to bear the same large proportion of costs that it has assumed, without reduction in the funds furnished from State revenues.

At this point, however, I think it is interesting to note the statement of the Commission that State funds in the amount of \$6,140,000.00 appropriated for current operating expenses for the school year 1948-1949 would be adequate to warrant the adoption of the proposed plan if augmented by the one mill local tax rate recommended by the Commission. In this connection, it is also pointed out by the Commission that the amount of \$6,140,000.00 is greater than the State's share needed for the program as proposed by the staff of expert educators employed by the Commission.

I concur also with the idea that with a view to economy we refrain from erecting new school buildings—except in cases of exceptional emergency—until the matter of creating fewer school districts embracing the entire State is explored thoroughly.

In accepting the findings and proposals of the Commission, I urge a continuing study of our problems, so that we may preclude lagging behind the educational needs of our changing times. Immediate action seems to be indicated on some items of the Commission's report, because delay would result in an accumulation of further faults, a compounding of those already existing, and render their correction most difficult.

Finally, I would be remiss in my duty if I did not at this time give official recognition for the outstanding services of the members of the Commission. They have met together many times and have devoted themselves to their task with understanding and intelligence. Their one and only purpose was to discover the inadequacies in our educational system, and to make recommendations for their correction. I should also like to point out that the members have not only served without remuneration for services and without reimbursement for expenses, but one of the members, when it became evident that the State appropriation was insufficient for the purpose, contributed financially to the cost of the survey.

The members of the Commission have made a full and adequate report, and their recommendations are not only sound and practical, but are worthy of the most careful consideration and action.

For the people of our State, as well as for myself, I sincerely express thanks and appreciation to the members of the Commission for their excellent report and recommendations on this highly important subject.

HIGH SCHOOL FACILITIES FOR COLORED YOUTH

For some time it has been evident that the facilities for high school education for our colored youth have not been adequate to meet their needs. However, the war years and the shortage of critical materials for buildings necessarily delayed the development of a proper program in this field of education. Two years ago this problem had our consideration, and the 114th General Assembly passed, and I approved, bond issues for high schools for our colored youth in both Kent and Sussex Counties. At that time it was thought that the amounts appropriated, when added to amounts previously made available through a prior appropriation and a gift from the late H. Fletcher Brown, would be sufficient to make adequate provisions for these facilities. It has come to my attention, however, that the amounts now available for this purpose are not considered to be adequate. If this be the case, then I urge that additional adequate amounts be made available immediately in order that the construction of these facilities may be begun and completed at the earliest practicable date.

DELAYED REPAIRS

During the war years, it was not possible to maintain our school buildings in a good state of repair. After a careful survey to determine the amount of needed repairs to school buildings, as well as to other State buildings, I recommended and the 114th General Assembly approved, an appropriation slightly in excess of \$1,000,000.00 to be used exclusively for the purpose of making delayed repairs, \$717,100.00 of which was ear-marked for school buildings. At the end of the last fiscal year, June 30, 1948, nearly one-half, or about \$500,000.00 of this fund remained unexpended. When this program of delayed repairing is completed, I feel confident that many of our buildings will be in better condition than at any other time since they were originally constructed. This program should be continued until all State buildings are in a state of good repair.

Over the last several years I have been advised repeatedly that some of our school buildings have not been painted since they were originally constructed, and in many instances I was told that certain school buildings had not been painted in 15 to 20 years. These facts indicate a lack of proper control and supervision over the maintenance and upkeep of our school buildings. Therefore, I believe that consideration should be given to this problem and a proper solution reached in order that our State buildings will at all times be in good repair.

BUDGET COMMISSION

The Budget Commission is in my opinion one of the most important agencies in our State Government. The truth of this assertion needs no argument to sustain it. However, I desire to comment briefly on the Commission. Because of misunderstanding, misinformation, and in some instances undue prejudice, some of the functions and activities of the Commission have received unfair and unjust criticism. Contrary to the facts charged on public platforms, on the radio and otherwise, it is not the function, nor has it been the practice, of the Budget Commission to formulate administrative policies of State departments and agencies. The General Assembly makes appropriations to the various departments and agencies and the Budget Commission can neither subtract from, add to, nor control, these appropriations, excepting that in making certain transfers from one allocation to another within the appropriations of the respective departments and agencies, the law requires that prior approval of the Budget Commission must be secured. This procedure is highly routine in character, and is required only for the purpose of determining the cost of various items of governmental operation. It is interesting to note that these budgetary transfers have steadily decreased in number. This is proof of the fact that this procedure is producing good results in the determination of the proper amounts to be allocated to the various items in the appropriations of the departments and agencies, and is thereby helping to determine accurate detailed cost.

In view of the growth of our State Government in recent years and its present-day complexities, I am definitely of the opinion that the Budget Commission is an absolute essential for the sound and efficient conduct of the fiscal affairs of the State. In fact, I am so completely convinced of the truth of this assertion that I would not want to assume the responsibilities of the Governorship of our State without such a Commission. I cannot urge you too strongly not only to lend your support to this Commission, but to strengthen it in order that it may function as the interests of the State require.

CONCLUSION

After serving as Governor of our State for eight years, it is not possible to leave the office without mingled feelings of regret, satisfaction and pride—regret, because the daily association with those in as well as out of the State service, which have meant so much to me personally, will no longer be possible—satisfaction, because many of the objectives of my administration have been accomplished, which I feel are for the lasting benefit of the people of our State—and pride, because it has been my privilege to serve as the Governor of Delaware, an honor which in my opinion is the highest that can be bestowed upon any Delawarean.

Whatever success I may have enjoyed, however, during my terms as Governor has been made possible through the loyal cooperation and unselfish efforts of those who have been associated with me, those of the Democratic as well as those of the Republican Party. For their loyalty and cooperation, I am deeply grateful and I express my sincere thanks and appreciation to each and all of them.

To my successor in office I express the hope that his administration will be a most successful one, and that the performance of his official duties will afford him much pleasure and satisfaction. And finally, of all the good wishes I should like to extend to him at this time, the most outstanding one is that those who will serve with him in his administration will be as faithful and as loyal as those who have served with me during my service as Governor of Delaware.

Respectfully submitted,

Walter W. Bacon

Governor

The House met at the call of the Chair at 1:50. Mr. Warren moved that the House recess until 3:00 P. M.

The House met at 3:42 P. M.

The Chair was informed that the Hon. Wm. J. Storey, Secretary of State, desired to be admitted, and upon admission, presented communications from the Governor as follows:

1. Copies of all commutations of Sentence and Pardons issued since the adjournment of the General Assembly on April 2, 1947.
2. Preliminary Report of the Personnel Classification Commission.
3. State Budget for the ensuing biennium beginning July 1, 1949 with a tentative budget appropriation bill.
4. The School Survey Commission report which the Chair referred to Committee on Education.
5. The following letter:

January 6, 1949

To the Honorable the
House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

In order that you shall be advised by the Secretary of State that he has complied with the provisions of Section 1 of Article XVI of the State Constitution, with respect to the publication of proposed Amendments to the State Constitution, so that the information may appear in the Journal, set forth herein below is each Constitutional Amendment proposed by the last General

Assembly together with the date of publication and the name of the newspaper in which published:

"An Act proposing an Amendment to Section 15 of Article 2 of the Constitution of the State of Delaware, relating to the compensation of the Members and Presiding Officers of the General Assembly."

"An Act proposing an Amendment to Section 21 of Article III of the Constitution of the State of Delaware, relating to the Terms of Office of the State Treasurer and Auditor of Accounts."

"An Act proposing an Amendment to Article IV of the Constitution of the State of Delaware relating to the number of State Judges, and the Creation of the Constitutional Office of Vice Chancellor."

Wilmington Journal-Every Evening, July 20, 1948

Wilmington Sunday Star, July 25, 1948

Newark Post, July 22, 1948

Dover Index, July 22, 1948

Delaware State News, July 22, 1948

Delaware Republican, July 23, 1948

Sussex Countian, July 22, 1948

Milford Chronicle, July 23, 1948

Seaford Leader, July 23, 1948

Respectfully yours,

William J. Storey

Secretary of State

House recessed until the call of the Chair at 3:52 P. M.

Mr. Short the Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in **SCR 2**—"Providing for a Joint Committee to Arrange for the Inauguration of the Hon. Elbert N. Carvel as Governor of the State of Delaware and to Arrange for the Attendance of Officials and Persons to Represent the State of Delaware at the Inauguration of the Hon. Harry S. Truman as President of the United States."

The Chair presented **SCR 2**, which on further motion of Mr. Warren was adopted, and ordered returned to the Senate.

The Chair named to the Committee: Messrs. Sinclair, Bryan, Marvel, and Walsh.

Mr. Warren moved that the House adjourn until 11:00 A. M., Monday, January 10, 1949.

4TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Jan. 10, 11:53 A. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger,

Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—34.

Members absent—Camper.—1.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved as read. Motion prevailed.

Mr. Walsh, a Member of the Inaugural Committee, reported that there was not much to report but that things were going along smoothly.

Mr. Warren moved that the House recess until 2:00 P. M. Motion Prevailed.

House met at expiration of recess, at 3:00 P. M.

Mr. Warren moved that the House adjourn until noon, Tuesday, Jan. 11, 1949.

5TH LEGISLATIVE DAY

House met pursuant to adjournment, Tues., Jan. 11, 12:36 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—34.

Members absent—Camper.—1.

The Clerk proceeded to read the journal of the previous session when Mr. Kelton moved that so much be considered the reading of the journal, and the journal be approved as read. Motion prevailed.

Mr. Warren moved that the House recess until 2:00 P. M. Motion prevailed.

House met at expiration of recess at 3:25 P. M.

The following bills and resolutions were introduced, given first and second reading, the second by title only, and referred to committee as follows:

HB 1—"An Act to Repeal Chapter 196, Volume 46, Laws of Delaware, Entitled, 'An Act Regulating Labor Unions and Relations Between Employers and Employees, Members of Labor Unions,' " by Bruno and Walsh; to Labor.

HB 2—"An Act Appropriating Money to the American Legion, Department of Delaware." by Warren; to Appropriations.

HB 3—"An Act Appropriating Money to the United Spanish War Veterans, Department of Delaware." by Warren; to Appropriations.

HB 4—"An Act to Amend Chapter 92 of the Revised Code of Delaware, 1935, as Amended, with Reference to the Signature of a Minor to Any Bonds, Other Obligations or Mortgage," by Bryan; to Judiciary and Crime.

HB 5—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, with Reference to the Taking, Possession and Sale of Rock Fish," by Bryan; to Fish, Oysters and Game.

HB 6—"An Act Making an Appropriation to the Board of Parole of the State of Delaware for the Purpose of Enabling the Said Board to Perform its Duties during the Remainder of the Fiscal Year Ending June 30, 1949," by Armstrong; to Appropriations.

HB 7—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Respect to the Use of Automatic and Repeating Shot Guns in Hunting," by Armstrong; to Fish, Oysters and Game.

HB 8—"An Act to Amend Chapter 74 of the Revised Code of Delaware, Entitled 'Fish, Oysters and Game,' with Reference to the Length and Weight of Rock Fish that May Be Lawfully Taken," by Armstrong; to Fish, Oysters and Game.

HB 9—"An Act Appropriating Money to Layton Home for Aged Colored Persons," by Winchester; to Appropriations.

HB 10—"An Act Making an Appropriation to the Layton Home For Aged Colored Persons to Supplement The State Appropriation Made to Said Home for the Fiscal Year Ending June 30, 1949," by Winchester; to Appropriations.

HB 11—"An Act Authorizing the Levy Court of Sussex County to Appropriate County Monies to The Rehoboth Beach Volunteer Fire Company, Inc., for the Maintenance of Ambulance," by Kelton; to Appropriations.

HB 12—"An Act Appropriating Money for the Observance of Memorial Day in Honor of the Deceased Members of the Grand Army of the Republic," by Calhoun; to Appropriations.

Mr. Warren introduced **HCR 1**—"Appropriation for Postage Stamps and Other Supplies for the 115th General Assembly," which was taken up for consideration and read by paragraphs, in order to pass the House.

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

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—33.

NAYS—None.

Absent—Camper, King.—2.

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

passed the House, and was ordered to the Senate for Concurrence.

Mr. Warren moved that the House adjourn until 12:00 Noon, Wed., Jan. 12, 1949. Motion prevailed.

6TH LEGISLATIVE DAY

House met pursuant to adjournment, Wed., Jan. 12, 12:25 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Armstrong, Bengner, Blendt, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—32.

Members absent—Allen, Bruno, Camper—3.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved as read. Motion prevailed.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolutions, which were presented by the Chair, read, and on further motion of Mr. Warren, were adopted and ordered returned to the Senate:

SCR 3—"Providing for the Joint Session to Count the Vote for the Governor and Lieutenant-Governor."

SCR 4—"With Reference to the Printing of the Report of the State School Survey Commission."

SCR 5—"Authorizing the Appointment of a Joint Committee to Notify the Governor that the General Assembly is Duly Organized."

The Chair announced the appointment of Mr. Evans and Mr. Spear to the Committee to Notify the Governor that the General Assembly is Duly Organized.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess at 3:00 P. M.

Chair declared a recess until the call of the chair in order to proceed into Joint Session in accordance with **SCR 3**.

JOINT SESSION

Mr. Burkholder moved that the Senate and House of Representatives of the One Hundred and Fifteenth General Assembly now go into Joint Session pursuant to **SCR 3**. Motion prevailed.

Mr. Burkholder moved that the President pro tem of the Senate preside over the Joint Session. Motion prevailed.

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

The President pro tem of the Senate directed the Reading Clerk of the Senate to read the following certificates:

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 forty-eight, for New Castle County, according to the Constitution and Laws of the State of Delaware,

Fifty-three thousand four hundred twenty-seven votes were given for Elbert N. Carvel for Governor;

Forty-four thousand, two hundred, ninety-five votes were given for Hyland P. George for Governor;

Two hundred, twenty-one votes were given for Harold H. Vigneulle for Governor;

Eighty-four votes were given for Sarah G. France 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, Charles S. Richards and Caleb R. Layton, 3d., 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 6 day of November, A. D. 1948.

(SEAL)

Charles S. Richards
Chief Justice

Caleb R. Layton 3d
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 forty-eight for Kent County, according to the Constitution and Laws of the State of Delaware,

Eight thousand, six hundred, thirty-two votes were given for Elbert N. Carvel for Governor;

Eight thousand, five hundred, thirty-four votes were given for Hyland P. George for Governor;

Fifty-seven votes were given for Harold H. Vigneulle 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, William Watson Harrington and Charles L. Terry, Jr., 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. 1948.

William Watson Harrington
Chancellor

(SEAL)

Charles L. Terry, Jr.
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 forty-eight for Sussex County, according to the Constitution and Laws of the State of Delaware,

Thirteen Thousand Three Hundred Thirty (13330) votes were given for Elbert N. Carvel for Governor;

Twelve Thousand Four Hundred Thirty Six (12436) votes were given for Hyland P. George for Governor;

One Hundred and Six (106) votes were given for Harold H. Vigneulle;

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, George Burton Pearson, Jr. and James B. Carey, 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 Fourth day of November, A. D. 1948.

George Burton Pearson, Jr.
Associate Judge

(Seal)

James B. Carey
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 forty-eight, for New Castle County, according to the Constitution and Laws of the State of Delaware,

Fifty-two thousand, six hundred, forty-two votes were given for Alexis I. duPont Bayard for Lieutenant Governor;

Forty-four thousand, seven hundred, eighty-three votes were given for Chester V. Townsend, Jr. for Lieutenant-Governor;

Two hundred, thirty-seven votes were given for Herbert B. Wood for Lieutenant Governor:

Eighty votes were given for Pehr Lundberg 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, Charles S. Richards and Caleb R. Layton, 3d., 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 6th day of November. A. D. 1948.

Charles S. Richards
Chief Justice.

[SEAL]

Caleb R. Layton, 3d
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 forty-eight for Kent County, according to the Constitution and Laws of the State of Delaware,

Eight thousand, seven hundred, fifty-two votes were given for Alexis I. duPont Bayard for Lieutenant-Governor;

Eight thousand, three hundred, sixty-three votes were given for Chester V. Townsend, Jr. for Lieutenant-Governor;

Forty-seven votes were given for Herbert B. Wood 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, William W. Harrington and Charles L. Terry, Jr. 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. 1948.

(SEAL)

William Watson Harrington
Chancellor

Charles L. Terry, Jr.
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 forty-eight, for Sussex County, according to the Constitution and Laws of the State of Delaware,

Thirteen Thousand One Hundred and Five (13105) votes were given for Alexis I. duPont Bayard for Lieutenant Governor;

Twelve Thousand Three Hundred Seventy-One (12371) votes were given for Chester V. Townsend, Jr., for Lieutenant Governor;

One Hundred Fifteen (115) votes were given for Herbert B. Wood 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, George Burton Pearson, Jr. and James B. Carey, 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 Fourth day of November, A. D. 1948.

(SEAL)

George Burton Pearson, Jr.
Associate Judge

James B. Carey
Resident Associate Judge

The President pro tem directed the Joint Secretaries to count the vote for Governor and Lieutenant-Governor of the State of Delaware.

REPORT OF THE JOINT SECRETARIES

For Governor				
	Carvel	George	Vigneulle	France
New Castle County	53,427	44,295	221	84
Kent County	8,632	8,534	57	
Sussex County	13,330	12,436	106	
TOTAL	75,389	65,265	384	84

For Lieutenant Governor				
	Bayard	Townsend	Wood	Lundberg
New Castle County	52,642	44,783	237	80
Kent County	8,752	8,363	47	
Sussex County	13,105	12,371	115	
TOTAL	74,499	65,517	399	80

The President pro tem of the Senate declared Honorable Elbert N. Carvel elected Governor of the State of Delaware, to hold office from the third Tuesday in January, 1949, to the third Tuesday in January, 1953, and, also declared Honorable Alexis I. duPont Bayard elected Lieutenant-Governor of the State of Delaware, to hold office from the third Tuesday in January, 1949, to the third Tuesday in January, 1953.

Mr. Burkholder moved that the Secretaries of the Joint Session compare Journals. Motion prevailed.

The Secretary of the Senate and the Chief Clerk of the House compared their respective Journals, and found them to agree and so notified the Chair.

Mr. Burkholder moved that the Joint Session now separate and that the Members of the House and Senate retire to their respective Chambers. Motion prevailed.

House met at expiration of recess at 3:35 P. M.

The following bills and resolutions were introduced, given first and second reading, the second by title only, and referred to committee as follows:

HB 13—"An Act to Amend Chapters 43, 45 and 53 of the Revised Code of Delaware, 1945, as Amended, with Reference to Deputies to, and Clerical Assistance for, County Officers in Kent County," by Warren; to Revised Statutes.

HB 14—"An Act Agreeing to the Proposed Amendment to Section 21 of Article III of The Constitution of The State of Delaware, Relating to The Terms of Office of The State Treasurer and Auditor of Accounts," by Warren; to Revised Statutes.

HB 15—"An Act Making Appropriations for the Expenses of the State Government for Each of the Two Fiscal Years Ending June 30, 1950 and June 30, 1951," by Warren; to Appropriations.

HB 16—"An Act Appropriating Money to the Veterans of Foreign Wars, Department of Delaware," by Walsh; to Appropriations.

HB 17—"An Act to Amend Chapter 8 of the Revised Code of Delaware, 1935, as Amended, With Reference to the Burial of Indigent Veterans of The Wars in which the United States Has Engaged," by Longbotham; to Appropriations.

HB 18—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, Providing For Exemption of Certain Veterans From Huckster's, Peddler's and Auctioneer's License Requirements," by Longbotham; to Revised Statutes.

HJR 1—"With Reference to Supplies Needed by the General Assembly," by Warren; to Appropriations.

HJR 2—"Appointing a Bill Clerk for the House of Representatives and a Bill Clerk for The Senate to Serve During the 115th Session of the General Assembly," by Warren to Revised Statutes.

Mr. Warren moved that the House adjourn until 12 noon Jan. 13, 1949. Motion prevailed.

7TH LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Jan. 13, 12:23 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—34.

Members absent—Bruno.—1.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess at 3:07 P. M.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolutions, which were presented by the Chair, given first and second readings, the second by title only, and referred to committees as follows:

SJR 1—"Making an Appropriation to Defray the Expenses of the Joint Inaugural Committee Incident to the Inauguration of the Honorable Elbert N. Carvel, as Governor of the State of Delaware, and for Representation of the State of Delaware at the Inauguration of the Honorable Harry S. Truman, as President of the United States"; to Appropriations.

The following bills and resolutions were introduced, given first and second reading, the second by title only, and referred to committee as follows:

HB 19—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Reference to the Liberation of Wildlife," by Holliday; to Fish, Oysters and Game.

HB 20—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Respect to the Penalty for Violations," by Bengier; to Fish, Oysters and Game.

HB 21—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Respect to the Liberation of Wildlife," by Lee; to Fish, Oysters and Game.

HB 22—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Respect to Pheasants," by Evans; to Fish, Oysters and Game.

HB 23—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Reference to the Possession of Game Birds, Game Animals and Game Fish," by Calhoun, by Request; to Fish, Oysters and Game.

HB 24—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' with respect to Sunday Hunting," by Jones; to Fish, Oysters and Game.

HB 25—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Reference to the Number of Cock Pheasants Lawful to Kill," by Givan; to Fish, Oysters and Game.

At the suggestion of Mr. Sinclair, the Chair ruled that while working under temporary rules, all bills would be given first and second readings by title only, unless otherwise requested by any member.

There was no objection.

House recessed until the call of the chair.

House met at the call of the chair.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 26—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' Regarding the Protection of Deer," by Donovan; to Fish, Oysters and Game.

HB 27—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, Relating to the Length of a School Term," by Cool; to Education.

HB 28—"An Act to Amend Chapter 71 of the Revised

Code of Delaware, 1935, to Authorize The State Board of Education to Sell Property No Longer Needed for School Purposes and to Provide for the Use of the Proceeds of Such Sales," by Cool; to Judiciary and Crime.

HB 29—"An Act to Amend Article 27 of Chapter 100 of the Revised Code of Delaware, 1935, Relating to Pure Food, By Prescribing the Terms and Conditions Upon Which Oleo-margarine, Either White or Yellow in Color, May Be Manufactured, Sold, Served in Eating Houses, and Displayed for Sale," by Bryan; to Revised Statutes.

Mr. Warren moved that the House adjourn until 12 noon Fri., Jan. 14, 1949. Motion prevailed.

8TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., Jan. 14, 1949, 12:37 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved as read. Motion prevailed.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess at 3:22 P. M.

Mr. Sinclair moved that the rules be suspended in order to act on **SJR 1** because of the date of the inauguration. Motion prevailed.

Mr. Sinclair on behalf of the Committee on Appropriations to whom had been referred **SJR 1**, reported the same back to the House favorably.

(S) Messrs. Sinclair, Marvel, Mabrey, Benger.

On motion of Mr. Sinclair **SJR 1**—"Making an Appropriation to Defray the Expenses of the Joint Inaugural Committee Incident to the Inauguration of the Honorable Elbert N. Carvel, as Governor of the State of Delaware, and for Representation of the State of Delaware at the Inauguration of the Honorable Harry S. Truman as President of the United States," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

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

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey,

Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker.—33.

NAYS—Winchester.—1.

Absent—Collison.—1.

So the question was decided in the affirmative and the resolution having received the required constitutional majority passed the House; and was ordered returned to the Senate.

Mr. Warren introduced the following resolution which, on his further motion, was adopted: **HR 8**—"In Reference to the Election of Officers of the House."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware, that the House proceed with the nomination and election of the following officers and that the persons named herein are hereby elected to the offices appearing opposite their respective names and to serve during the pleasure of the House of Representatives:

Attorney—Earle D. Willey
 Stenographer—Rosemary Knight
 Stenographer—Grace Gibson
 Stenographer—June Anthony
 Ditto Machine Operator—Marie K. Wharton
 Asst. Chief Clerk—Harvey B. Spicer
 Majority Leader's Clerk—Calvin Boggs
 Minority Leader's Clerk—Pauline A. Kane
 Asst. Bill Clerk—Jeanette D. Wilson
 Asst. Document Clerk—John R. Shockley
 Asst. Document Clerk—Allen Nagowski
 Sergeant-at-Arms—William E. Lester
 Sergeant-at-Arms—J. Temple Jump
 Sergeant-at-Arms—Harry C. Nickle
 Sergeant-at-Arms—Sigmund Andrusking
 Sergeant-at-Arms—Irvin B. Powell
 Sergeant-at-Arms—Norman Anderson
 Messenger—Benjamin Hicks, Sr.
 Attorneys Clerk—Matthew R. Murray
 Attorneys Clerk—Charles Carter
 Page—William Loper
 Page—August Morgan
 Asst. Mail Clerk—Clarence Cubbage
 Asst. Mail Clerk—John Scarborough
 Door Keeper—Anthony Ayers
 Door Keeper—Harry Norwood
 Cloak Room Attendant—Bird Lawson
 Cloak Room Attendant—Edward Eisenhandler
 Telephone Messenger—Harold Williams
 Telephone Messenger—Alfred Fisher
 Telephone Messenger—William Steward
 Janitor—E. Oldham Grinnage

The Employees Oath* was administered by the Speaker to all the officers of the House of Representatives listed in **HR 8**, except Harvey B. Spicer.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HJR 3—"With Reference to Supplies Needed by the General Assembly," by Warren; to Printing.

Mr. Warren moved that the House adjourn until 11:00 A. M. Tues., Jan. 18, 1949. Motion prevailed.

9TH LEGISLATIVE DAY

House met pursuant to adjournment, Tues., Jan 18, 11:35 A. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collision, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved as read. Motion prevailed.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolutions, which were presented by the Chair, read, and on further motion of Mr. Warren, were adopted and ordered returned to the Senate:

SCR 6—"Providing for Adjournment of the Senate and House of Representatives until Monday, January 24, 1949."

SCR 7—"Providing for a Joint Session of the Senate and House of Representatives to Witness the Administering of the Oath of Office to Lieutenant-Governor-Elect Alexis I. duPont Bayard."

The Chair declared the House recess until the call of the chair.

JOINT SESSION

Same day 12:30 P. M.

Mr. Burkholder moved that the Senate now go into Joint Session with the House pursuant to **SCR 7**. Motion prevailed.

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

Mr. Cannon moved that the chair appoint a Joint Committee

*For form of Employees Oath see 1st Legislative Day.

of four to escort the Lieutenant-Governor-Elect to the rostrum. Motion prevailed.

Mr. Dickerson, Mr. Reilly, Mr. Burkholder, and Dr. Rhodes were appointed.

The Lieutenant-Governor-Elect was escorted to the rostrum.

Judge Charles L. Terry administered the oath of office of Lieutenant-Governor of the State of Delaware as follows:

I, Alexis I. duPont Bayard, 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 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.

Alexis I. duPont Bayard

Sworn to before me this Eighteenth day of January, 1949.

Charles L. Terry, Jr.

Associate Judge of the
State of Delaware, resident
of Kent County

The retiring Lieutenant-Governor, the Hon. Elbert N. Carvel, handed the gavel to the new Lieutenant-Governor, the Hon. Alexis I. duPont Bayard.

The retiring Lieutenant-Governor made a few remarks.

The new Lieutenant-Governor delivered a brief message to the Joint Session.

Mr. Burkholder moved that the Senate and House adjourn to the front of the building to participate in the inauguration of the Hon. Elbert N. Carvel. Motion prevailed.

The invocation was pronounced by Bishop Arthur R. McKinstry.

The Constitutional Oath of Office was administered as follows:

STATE OF DELAWARE
KENT COUNTY [ss.]

I, Elbert N. Carvel, 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.

Elbert N. Carvel

Sworn to and subscribed before me this eighteenth day of January, in the year of our Lord one thousand nine hundred and forty-nine.

Wm. Watson Harrington
Chancellor

Four ruffles and flourishes were given by the Delaware National Guard Band followed by the playing of "Our Delaware".

The Delaware National Guard fired a 19 gun salute to the new Governor.

Eight F-47 Thunderbolts of the Air National Guard of Delaware passed over in formation in salute to the new Governor.

The Governor then proceeded to deliver his biennial message as follows:

MESSAGE OF GOVERNOR ELBERT N. CARVEL

January 18, 1949

Members of the One Hundred and Fifteenth General Assembly of the State of Delaware

Incoming Governors of the State of Delaware have for many years, at their Inauguration, addressed a message to the members of the General Assembly, making recommendations to put into effect those policies intended to be the program of the State administration for the ensuing four years. This is a wise custom to continue.

All of us, not long ago, went through an active political campaign in the course of which I, and other spokesmen of my party, made definite commitments to the people of the State of Delaware. The people, by their votes, elected to office the candidates of my party. As one of those successful candidates, I consider that I have been instructed by the people of the State of Delaware to do all in my power as Governor to insure that the definite commitments made to the people of Delaware are followed through.

EDUCATION

Of primary interest to all of us is the highly important problem of the education of our children. It is fundamental that it is the duty of the State to insure that the citizens of Delaware of school age receive the very best in education the State can afford to supply. It is absolutely necessary that our school be fully staffed by competent teachers so as to insure this. Unfortunately, under present conditions, our schools face a shortage of competent teachers and there is likelihood that this shortage will be increased rather than diminished in the

future, unless steps are taken to remove the now existing differences in the pay scales of teachers in Delaware schools with those of adjacent states. We must pay our teachers not less than our neighboring states pay theirs, if we want to compete with them in the attraction of new competent teachers to our schools. We cannot continue to fully staff our schools unless we are able to enter into competition with our neighboring states for their services. Accordingly, I recommend that legislation be enacted to provide for the payment of the following salaries to teachers: for those teachers without degrees, a minimum salary of \$2,000 to be increased by 10 annual increments to a maximum of \$3,600; for those teachers with a bachelor's degree, a minimum salary of \$2,400 to be increased by 10 annual increments to a maximum of \$4,000; for those teachers with master's degrees, a minimum salary of \$2,600 to be increased by 10 annual increments to a maximum of \$4,200; and for those teachers with doctor's degrees, a minimum salary of \$3,000 to be increased by 10 annual increments to a maximum of \$4,600. I recommend that provision be made in such a law to prevent an increase in an individual teacher's pay of more than \$600 in any one year.

The report of the Delaware Survey Commission on Educational Conditions in the State has recently been made public. This report is a lengthy document and contains sweeping recommendations for the reform of our school system. I commend to you the honest study of this report with a view to determining the desirability of the adoption of all or part of the recommendations contained therein. Obviously, in the short time we have had to familiarize ourselves with this report, it has been impossible to come to definite conclusions on the advisability or inadvisability of accepting all or some of its recommendations as the basis for the educational policy of the State of Delaware. I shall, in the near future, through the medium of a special message, take up with you again the question of education with particular reference to the recommendations made in the School Survey Commission's report.

I firmly believe, however, that it is the duty of the State, by financial support of our local schools, to insure that each school district within the State provides its pupils with a minimum standard of education. This State supported minimum standard should be a high standard. All of us, of course, realize that school districts throughout the State, of necessity, are not equal in financial and tax resources. Accordingly, the amount of State support of the minimum standard of education must be sufficient to equalize the differences in material wealth between the several school districts. The children of a school district which cannot raise through local taxation large sums for the maintenance of the standard of education within its schools should not be penalized because of this fact. Therefore, in considering the amount necessary to be furnished by the State to local school districts to support the minimum standard of edu-

cation, I earnestly urge you to provide State financial support in such measure as will prevent any school district from falling below the high minimum standard of education we must maintain in our schools.

In some sections of our State, the growth of population has been so rapid that many schools have reached, and in some instances surpassed, the danger point in over-crowding. Teachers—no matter how competent—cannot teach efficiently and satisfactorily under intolerable conditions of over-crowding. There is one remedy only for this situation and that is the construction of additional school facilities in those districts in which, by reason of the growth of population, existing school facilities have become obsolete. I recommend for your favorable consideration the enactment of legislation to provide for the immediate construction of new or additional school facilities in those school districts where the school enrollment seriously overtaxes the capacity for which existing facilities were constructed.

I realize that among the recommendations of the School Survey Commission is one for the consolidation of school districts, which consolidation, if adopted as the policy of the State of Delaware, might make it desirable to postpone the building of school facilities until the final determination of the boundaries of school districts. However, conditions in some sections of the State with respect to the overcrowding in schools are so acute that time will not permit the postponement of school construction in these districts to await a lengthy and calm deliberation on the question of consolidation of school districts. I urge you, however, in passing legislation to provide for the immediate construction of new school facilities, to anticipate in so far as it is possible the probable consolidation of school districts.

In these enlightened days, discrimination in education among races is not to be tolerated. I urge the appropriation of sufficient funds to bring the schools for negro children within the school districts to a parity with the schools for white children within those same districts.

I urge the appropriation of sufficient funds to erect one or more high schools for negro students in the several counties of Delaware in order to provide for them a high school education of a standard comparable to that imparted in the high schools for white students.

I strongly recommend the enactment of a law to provide for the election of school boards and trustees throughout all the school districts of the State.

ELECTIONS

This State, which preceded the formation of our Federal Union, was founded upon the cornerstone of democratic government. Democratic government must continue to be the cornerstone of Delaware. However, democracy cannot exist unless its very foundation is preserved in true purity. This founda-

tion is the free election of officials to run the government of the State.

No one can actively engage in a political campaign in this State without being struck by the laxity with which our elections are conducted under existing laws. To my mind, this laxity is a threat to the continuance of democratic government. To tighten the effective control over elections, and to insure in so far as possible that our elections will, in fact, be free and honest, it is absolutely necessary to amend in a few simple ways our existing election laws.

I strongly recommend, therefore, the repeal of the present law requiring the printing of official ballots many times the number of registered voters in the State; the repeal of the law authorizing the distribution of official ballots in advance of election day and outside the polling places; and the repeal of the permanent registration law.

I recommend the enactment of a law making it a crime to have possession of an official ballot outside a polling place; the enactment of a law for the printing of official ballots only slightly in excess of the number of registered voters in the State; the enactment of a law that only an official ballot received from the election officials may be voted; the enactment of a law requiring a general registration every four years; the enactment of a law requiring for purposes of identification each voter to sign the registration book when registering to vote; and the enactment of a law requiring for purposes of identification each voter to sign the registration book at the time he votes.

No person should be denied the right to vote when his conditions of employment are such that he is unable to present himself at the polls for the purpose of voting within the hours the polls are open. I, therefore, recommend the enactment of a law to compel the polls to remain open from 7:00 A. M. to 8:00 P. M. on each general election day.

During the recent election, it became apparent that the present law providing for voting by absentee ballot is open to the possibility of abuse. I have given careful consideration to this problem and have come to the conclusion that it is a practical impossibility to provide for general absentee voting and, at the same time, eliminate this possibility as a practical matter. It seems that the desirability of insuring honest elections necessitates the repeal of this law. Inconvenience to a few individuals should not be permitted to override larger considerations of public policy. I, therefore, urge the repeal of our present absentee ballot law and the substitution of a law to provide for the registration and voting of men and women in our armed service in absentia.

LABOR

There has been introduced in the House of Representatives a bill to repeal the Anti-Labor Bill commonly known as "House Bill 212." I urge the passage of this repealing act.

Throughout the last 30 years, many laws have been passed by the General Assembly affecting labor as an economic group. The provisions of these laws are administered by various bodies and commissions. I believe efficient administration could be promoted by the coordination of all of these activities into one department of the State government charged with the responsibility of administering laws affecting labor. I, accordingly, urge you to enact a law to provide for the creation of a State Department of Labor and Industrial Relations to administer all laws pertaining to labor in the State of Delaware.

In recent years, the cost of living has risen to unprecedented heights to such an extent that benefits under our State Workmen's Compensation Law have become inadequate. I strongly urge the enactment of legislation to provide under the State Workmen's Compensation Law adequate benefits for the working man and his family.

I recommend the enactment of a minimum wage law to guarantee adequate minimum wages to people engaged in intra state operations.

LIQUOR COMMISSION

I believe that it is unwise as a general principle to entrust the administration of laws of a controversial nature to a single individual. Under such a system, when the single individual occupies office for a fixed term of years, there is constant danger that in the administration of the laws, that individual may become arbitrary or dictatorial. I do not believe a one-man commission for any purpose within the State of Delaware is in accordance with the principles of democratic government. Especially is this so when the commission is charged with the administering of laws pertaining to the delicate subject of the liquor industry. Our present law establishing a Liquor Commission provides for an undemocratic one-man Commission. I strongly recommend the enactment of a law to substitute for this one-man Commission a four member bipartisan Liquor Commission to administer the liquor laws of the State of Delaware. It is my belief that the enactment of this legislation will, in so far as it is possible, insure the removal of the activities of the Liquor Commission from partisan politics.

VETERANS

It is entirely fitting that our men and women who served this State and Nation well in the last great war, should receive recognition from the State of Delaware for their services. In time of war, the safety of a State depends directly on its men and women who accept the responsibility of defending it. I believe that the entire body of citizens of Delaware should be afforded an opportunity of expressing their desire to give due recognition to these men and women. The most practical recognition that can be given is monetary compensation for their

services. I recommend, therefore, that legislation be enacted to provide an opportunity to the citizens of Delaware to express their willingness to recognize through monetary compensation the services of our men and women of the armed forces. In the event that expression should be one of assent, as I am confident it will, I urge the enactment of a law to provide for the payment of our veterans of an immediate cash bonus.

EXECUTIVE DEPARTMENT

For 51 years, the State of Delaware has been governed under our present Constitution. In the course of that time, much material progress has taken place and many changes of economic and social significance have occurred. These have necessitated the enactment of laws designed to confer new powers and functions upon the government of this State. Necessarily, in this process, much overlapping and duplication of function and effort has occurred. Obviously, the resulting situation is uneconomical from the point of view of administering the affairs of Delaware. Moreover, the functions of the State have been expanded by creating independent commissions, the members of which hold office for terms of years irrespective of the change of administration within the State. The result has been to create an independent administrative branch of government, or if you desire to so call it, an independent bureaucracy within the frame of the State government. In the course of time, such a bureaucracy comes to look upon itself as wholly independent of the executive and legislative branches of government in so far as its administrative functions are concerned. I do not believe that this result can be reconciled with our ideals of democratic government.

It seems obvious to me that the time is due for a complete reorganization and reconsideration of what is properly the executive branch of the government of this State. Not only am I convinced that a saving to the citizens of Delaware could be accomplished by a consolidation of many of our State agencies, but I am equally convinced that such a reorganization could make this vast body of administrators more amenable to the desires of the citizens of Delaware as expressed at the polls on election day.

Obviously, such a reorganization will require careful thought and study and a careful examination into the facts and circumstances of each separate commission. It is impossible for me, at this time, to make specific recommendations for such a reorganization. I, accordingly, urge the enactment into law of appropriate legislation to create a survey commission similar in character to the School Survey Commission which recently reported to you. Such a commission must be bi-partisan in nature and must be instructed to study all of the existing boards and commissions of the State of Delaware with a view to effecting consolidation, and with the purpose of preventing dupli-

cation of effort and overlapping of function. This would result in a saving in administrative costs to the State. I further believe that such instructions should contain a direction to effect consolidation in such a manner as to provide for the reflection in administrative policies of changes in administrations of the State government itself as a result of a general election. I urge that, in creating such a commission, you provide sufficient funds to permit the commission to do its work effectively, and require it to report its recommendations to the General Assembly and Governor within a reasonable time.

HIGHWAYS

The State may justly be proud of its system of highways. Unfortunately, however, many of our roads are rapidly falling into bad disrepair. It seems wasteful and extravagant to me to spend large sums on new construction of primary roads, which possibly could be postponed to a future time, when our existing roads are falling to pieces beneath our cars. I urge you, therefore, in appropriating funds to the Highway Department to give careful consideration to the absolute necessity of restoring our existing highways to their former fine condition. The improvement of our secondary roads which are the lifeblood of the agriculture and industry of this State should be our next consideration. Until this is accomplished any new road construction should be carefully scrutinized.

AGRICULTURE

To a large extent, Delaware depends, for its prosperity, on agriculture. We should, therefore, do all in our power to encourage an increase in prosperity for our farmers. To this end, I urge you to favorably consider proposed legislation and appropriations designed to provide for marketing research and improved marketing of Delaware farm products; the extension and improvement of agriculture and poultry research; and the expansion of soil conservation. Delaware's agricultural per capita income is the second highest in the United States. By following an aggressive and intelligent policy of research in all phases of agriculture we can maintain and improve our excellent position.

CONSERVATION

We have been blessed with splendid natural resources. During rapid industrial development of recent times we have overlooked the conservation of these important natural assets. Accordingly it shall be the policy of this administration to develop a strong program looking toward the conservation and improvement of our land and water resources and the conservation of our wild life.

CONSTITUTIONAL AMENDMENTS

The following proposed amendments were passed by the One Hundred and Fourteenth General Assembly, and I urge their final adoption at this session:

1. That the terms of office of the State Treasurer and the Auditor of Accounts should be four years instead of two years, and they should be chosen at alternate general elections.

2. That Article IV of the Constitution be amended to provide for the creation of the constitutional office of Vice-Chancellor.

I introduce the following proposals for new amendments to the State Constitution, and I recommend them to you for your favorable consideration:

1. That no person holding any paid State, County or Municipal job shall be a member of the Legislature during the time he continues to hold that job.

2. That the Governor, at least 10 days before sending the name of anyone appointed as a State Judge to the Senate for confirmation, shall make public announcement of that name.

3. That Article IV of the Constitution be amended to provide for the creation of a separate, independent Supreme Court.

CONCLUSION

In entering upon my service as Governor of the State, I do so with a humble consciousness of my own limitations. I am deeply appreciative of the confidence the people of Delaware have reposed in me, and I shall do my utmost to deserve that confidence. I propose to administer the office of Governor to further the aims I attempted to state clearly during the course of my campaign for election to office. I seek no unfair advantage for my party, and I will consistently oppose any attempt to manipulate the agencies of the State for unfair partisan purposes. In the administration of a State, differences of race, creed, color or politics should not enter in. We are all citizens of the State of Delaware. We are all entitled to be treated as citizens by the State Officials. It is my sincere desire that this administration render to our citizens cheerful, courteous and efficient public service. May I invite you to call at my office here in Dover whenever you have a problem which is in the public interest. There will no doubt be occasions when I will not be able to see you as soon as you arrive but if you will be patient, I will try to give a sympathetic and attentive ear to your problems and suggestions. Our State is on the threshold of a new economic era. Certain forces have been placed into motion which will overcome the geographic handicaps which have beset us for over 300 years. Two great spans are about to bridge the Delaware and the Chesapeake which will make our State far more accessible and important than ever before. It is the desire of your administration that we be prepared to cope with

the great opportunities which will be the result of this important development. In this and many other fields a great challenge and an opportunity await us. Let us all join together resolved to meet the challenge of these changing times. Where there are differences of opinion let us as intelligent people resolve them wisely, and with God as our guide and hope let us all move forward working and striving and praying for a happier and a better day for Delaware and all of its people.

The Joint Session met at 2:15 in the Senate Chamber.

Mr. Dickerson moved that the Secretary of the Senate and the Chief Clerk of the House compare their respective journals. Motion prevailed.

The Chair was notified that the journals had been compared and agreed.

Mr. Dickerson moved that the two houses separate and reconvene in their respective chambers. Motion prevailed.

The House met after the Joint Session at 2:25 P. M.

By provisions of **SCR 6**, the Chair declared the House adjourned until 11:00 A. M. January 24th, 1949.

10TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Jan. 24, 1949, 11:52 A. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

Members absent—Mr. Jones.—1.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Mr. Walsh presented an invitation from Messrs. Hahn and Ching to dine at the Lotus Garden on the DuPont Highway to be attended by the Governor, Lieut. Governor, Sec. of State, State Treas., State Auditor, Attorney General, and Members of the General Assembly on a date most convenient to them.

The Chair announced that the date would be decided and announced subsequently.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess at 2:52 P. M.

The Employees Oath* was administered to Mr. Harvey B. Spicer, Assistant Chief Clerk.

*The form of Employees Oath appears in 1st Legislative Day.

The following bills were introduced, given first and second reading by title only, and referred to committee as follows:

HB 30—"An Act to Amend Chapter 74, of the Revised Code of Delaware, 1935, as Amended, Entitled Fish, Oysters and Game, with Respect to the Penalties imposed upon Non-Residents or Aliens for Violation of Certain Fishing Laws," by Armstrong; to Fish, Oysters and Game.

HB 31—"An Act to Amend Chapter 74, of the Revised Code of Delaware, 1935, Relating to Fish, Oysters and Game with Respect to the Powers of the Board of Game and Fish Commissioners," by Armstrong; to Fish, Oysters and Game.

HB 32—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled Fish, Oysters and Game, by Increasing the Fee Payable For The Issuance of a Hunting, Fishing or Trapping License," by Evans; to Fish, Oysters and Game.

HB 33—"An Act to Further Amend Chapter 176 of the Revised Code of Delaware, 1935, Entitled 'Liquor Control Act,' by Striking Out All of 6133. Sec. 4. Paragraph (1) and Inserting in Lieu Thereof a New Section to be Known as 6133. Sec. 4. Paragraph (1)," by Longbotham; to Revised Statutes.

HB 34—"An Act to Amend Chapter 68, Volume 46, Laws of Delaware, 1947, with Respect to Vocational Rehabilitation," by Cool; to Revised Statutes.

HB 35—"An Act to Amend Chapter 77, Volume 42, Laws of Delaware, 1939, as Amended, with Respect to the Use of Funds Derived from Hunting, Fishing and Trapping License Fees Collected by the Board of Game and Fish Commission," by Calhoun; to Fish, Oysters and Game.

HB 36—"An Act to Amend Chapter 31 of the Revised Code of Delaware, 1935, as Amended, Relating to the Delaware State Board of Examiners in Optometry," by Sinclair; to Public Health.

HB 37—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled Fish, Oysters and Game, with Respect to Short Term Hunting and Fishing Licenses Issued to Non-Residents," by Lee; to Fish, Oysters and Game.

HB 38—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled Fish, Oysters and Game, with Respect to Short Term Hunting and Fishing Licenses Issued to Non-Residents," by Kelton; to Fish, Oysters and Game.

HB 39—"An Act to Amend Chapter 74, of the Revised Code of Delaware, 1935, Relating to Fish Oysters and Game, with Respect to Rules and Regulations Made by the Board of Game and Fish Commissioners," by Kelton; to Fish, Oysters and Game.

HB 40—"An Act to Amend Volume 46 of the State of Delaware, 1947, with Respect to the Operation of Boats on the Fresh Water Ponds and Lakes of Delaware by a Motor of More Than Five (5) Horsepower," by Kelton; to Fish, Oysters and Game.

HB 41—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Relating to Motor Vehicles, by Providing for

the Duty of the Driver of a Vehicle Meeting or Overtaking a School Bus Stopped Upon a Highway," by Carey; to Public Highways.

HB 42—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, Relating to Free Public Schools, by Providing for Referenda to Authorize the Levy and Collection of Additional Taxes For School Purposes on the Basis of Either a Specified Amount of Taxation or a Specified Rate of Taxation and to Continue the Tax on the Same Basis," by Warren; to Revenue and Taxation.

HB 43—"An Act to Amend Chapter 43, of the Revised Code of Delaware, 1935, as Amended, Pertaining to a County Free Library for New Castle County and Authorizing An Increase in the Appropriation of County Monies Therefor," by Warren; to Revenue and Taxation.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HR 9**—"Authorizing the State Librarian to Supply the Revised Code of Delaware, 1935, and Volumes 41 through 46, Inclusive, Laws of Delaware and Volume 47, Laws of Delaware, When the Same Is Compiled and Published, to Members of the House of Representatives and Certain Officers Thereof."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly, that the State Librarian be and he is hereby instructed to furnish to the Speaker of the House, to each member of the House, to the Chief Clerk of the House and to the Attorneys of the House, respectively, one copy of the Revised Code of Delaware, 1935, and Volumes 41 through 46, inclusive, Laws of Delaware, and Volume 47, Laws of Delaware, when the same is compiled and published.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HCR 2**—"Directing the Appointment of a Joint Committee to Arrange for a Suitable Program for the Observance of Lincoln's Birthday."

Mr. Warren moved that the House adjourn until 11:00 A. M., Jan. 25, 1949. Motion Prevailed.

11TH LEGISLATIVE DAY

House met pursuant to adjournment, Tues., Jan. 25, 12:07 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Armstrong, Benger, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker.

—32.

Members absent—Allen, Bryan, Sinclair.—3.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 44—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish Oysters and Game with Respect to the Invalidity of Rules of the Board of Game and Fish Commissioners or Any Part of the Laws of the State Relating to Fish, Oysters and Game," by Kelton; to Fish, Oysters and Game.

HB 45—"An Act to Amend Chapter 74, of the Revised Code of Delaware, 1935, Entitled Fish, Oysters and Game, as Amended, with Respect to the Number of Game Lawful to Kill," by Kelton; to Fish, Oysters and Game.

HB 46—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled Fish, Oysters and Game with Respect to the Penalties for Certain Violations," by Kelton; to Fish, Oysters and Game.

HB 47—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Relating to Fish, Oysters and Game, with Reference to The Wardens or the Conservation Officers of The Board of Game and Fish Commissioners," by Kelton; to Fish, Oysters and Game.

HB 48—"An Act to Amend Article 1, Chapter 44, Revised Code of Delaware, 1935, as Amended, Relating To Valuation and Assessment of Property, by Exempting Certain Lands and Improvements of The Lions Club of Smyrna, Delaware, from Assessment and Taxation," by Blendt; to Revenue and Taxation.

HB 49—"An Act Authorizing the Levy Court of Sussex County to Appropriate County Monies to Bridgeville Fire Company for the Maintenance of an Ambulance During The Fiscal Years 1947 and 1948 and Annually Hereafter," by Collison; to Appropriations.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HR 10**—"Expressing the Sympathy of the House to Honorable F. Albert Jones on Account of the Death of His Mother-In-Law."

WHEREAS, the House of Representatives has learned with regret of the death of Mrs. Grace E. Holland, the mother-in-law of Honorable F. Albert Jones, a member of this body; and

WHEREAS, the members of the House of Representatives wish to express the feelings of sympathy felt by all of them at this loss which has come to the family of Representative Jones;

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware, that the sympathy of its members is hereby extended to Honorable F. Albert Jones and his wife, Mrs. Nina Holland

Jones, in this hour of their sorrow on account of the death of Mrs. Grace E. Holland, the mother of Mrs. Jones, and that a copy of this Resolution be entered on the Journal of the House, a copy delivered to the Press, and a copy thereof be sent to the family of the deceased.

Mr. Warren moved that the House adjourn until 11:00 A. M., Tues., Jan. 26, 1949. Motion prevailed.

12TH LEGISLATIVE DAY

House met pursuant to adjournment, Wed., Jan. 26, 11:37 A. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Col-lison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Mr. Warren moved that the House recess until 2:00 P. M. Motion prevailed.

House met at expiration of recess at 3:52 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 50—"An Act Authorizing the Recorder of the State of Delaware, in and For Kent County, to Procure a Record for the Purpose of Recording Chattel Mortgages of Finance Companies in Kent County," by Evans; to Judiciary and Crime.

HB 51—"An Act to Amend Chapter 280, Volume 46, Laws of Delaware, 1947, Entitled An Act to Authorize 'The Mayor and Council of the Town of Selbyville' to Borrow Money and to Issue Bonds to Secure the Payment Thereof for the Purpose of Providing a Sewer System and Sewerage Disposal Works for Said Town, and to Control and Regulate the Same, by Increasing The Amount 'The Mayor and Council of the Town of Selbyville' is Authorized and Empowered to Borrow, and by Increasing the Amount to be Raised by Taxation for the Purpose of Establishing a Sinking Fund for the Redemption of Said Bonds," by Calhoun; to Municipal Corporations.

HB 52—"An Act to Amend an Act Entitled 'An Act Changing the Name of "The Town of Milford" to the "City of Milford" and Establishing a Charter Therefor,' Empowering the City Council to Levy a Sewer Tax," by Donovan by Request; to Municipal Corporations.

HB 53—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game by Providing For The Season Within Which Squirrels May Be Caught or Killed," by Kelton; to Fish, Oysters and Game.

HB 54—"An Act to Provide for Payments to Persons Who Served In The Armed Forces of the United States Between September 16, 1940, and June 30, 1946, and to Beneficiaries of Such Persons; To Create a State Administrative Board; To Prescribe the Powers and Duties of the State Administrative Board and State Officers With Respect Thereto; To Provide for Acceptance of Financial and Other Assistance from the Federal Government; To Provide For Certain Administrative Expenses; To Make Certain Appropriations; and To Prescribe Penalties for Violations of the Provisions of This Act," by Warren, Longbotham, Walsh; to Appropriations.

HB 55—"An Act to Amend 3775. Sec. 9 of Chapter 96, Revised Code of Delaware, 1935, Pertaining to Forfeitures of Dower, By Providing for the Forfeiture of Dower For Wrongful Killing of a Husband," by King; to Judiciary and Crime.

HB 56—"An Act to Amend an Act Entitled 'An Act to Amend Chapter 43 of The Revised Code of Delaware, 1935, By Striking Out and Repealing All of 1194. Sec. 48. Thereof and Inserting in Lieu Thereof a New Section to Be Styled 1194. Sec. 48. Said New Section Directing the Levy Court of Kent County to Appropriate Certain Money to Kent County Volunteer Firemen's Association for Distribution Equally Among Member Companies," by Warren; to Revised Statutes.

HB 57—"An Act Compelling All Railroads Operating in the State of Delaware to Erect, Install and Keep In Good Order and Repair Safety Devices at All Grade Crossings Where Railroads in Delaware Cross Primary and Secondary Roads," by Longbotham; to Revised Statutes.

Mr. Givan introduced the following resolution which on his further motion was adopted: **HR 11**—"Expressing the Sympathy of the House of Representatives to the Family of Marshall P. Hazzard Because of His Death."

WHEREAS, the House of Representatives has learned with profound sorrow of the death on January 25, 1949, of Marshall P. Hazzard, a former member of this body, during the Session of 1929; and

WHEREAS, it is the desire of the House of Representatives to convey to the family of the deceased the feelings of sympathy which all its members share at this loss which has come to them:

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware, that the sympathy of its entire membership is hereby extended to Mrs. Nellie M. Hazzard, wife of the late Marshall P. Hazzard and to other members of his family, at this time of sorrow because of his death, and that a copy of this Resolution be entered on the Journal of the House, a copy delivered to the

Press, and a copy thereof be sent to Mrs. Hazzard at their late home in Lewes, Delaware.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HR 12**—"Authorizing Payments on Account to Attaches and Employees."

BE IT RESOLVED, That the Treasurer of the State of Delaware, be and he is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon the order of the Speaker of the House of Representatives, the sum of One Hundred (\$100.00) Dollars to each attache of the House of Representatives as a part payment and compensation due such attache of the House of Representatives.

Mr. Bryan proposed that the number of calendars be increased to 500 and each member limited to 10 on the mailing list.

Mr. Allen suggested that some people get calendars twice a week only on alternating days to economize where people do not want them daily.

Mr. Bryan asked the members to submit on their official stationery the names of those desiring a calendar.

Mr. Allen proposed that the matter be left to the discretion of the printing committee.

Mr. Kelton requested that **HB 45** be stricken from the Calendar. Request granted.

Mr. Warren moved that the House adjourn until 11:00 A. M., Thurs., Jan. 27, 1949. Motion prevailed.

13TH LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Jan 27, 12:02 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Armstrong, Bengner, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—34.

Members absent—Mr. Allen.—1.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Communication: 1—opposing **HB 1**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HJR 1**, **HB 2**, **3**, **6**, **12** and **16**, by Appropriations; **HB 27**, by Education; **HJR 3**, by Printing.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess at 3:00 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 58—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Relating to Fish, Oysters and Game, By Adding Two New Paragraphs to 2885. Sec. 84 To Be Known as Paragraphs 5 and 6 With Respect to the Furnishing of Summaries of the Fish and Game Laws to Licensees," by Armstrong; to Fish, Oysters and Game.

HB 59—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Respect to the Shooting of Game Birds or Animals under Certain Conditions," by Kelton; to Fish, Oysters and Game.

HB 60—"An Act Making Appropriations to the American Legion, Department of Delaware and the Veterans of Foreign Wars, Department of Delaware for the Furnishing of Services to Veterans and Their Dependents by the Duly Constituted Department Service Officers of Said Organizations," by Calhoun; to Appropriations.

HB 61—"An Act to Amend Chapter 67, Volume 44, Laws of Delaware, 1943, Being an Act Entitled 'An Act Regulating The Purchase and Sale in This State of Lima Beans, Peas or Other Vegetables for Canning or Processing or Any Other Kindred Purpose Whatever,' with Respect to the Place of Weighing or Measuring and Grading," by Warren; to Manufacturing and Commerce.

HB 62—"An Act Appropriating Certain Moneys to Kent and Sussex County Fair, Incorporated, for Prizes," by Camper; to Appropriations.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HR 13**—"Expressing the Sympathy of the House of Representatives to Honorable Joseph A. Bruno on Account of the Death of His Brother."

WHEREAS, the House of Representatives has been advised of the death on December 30, 1948 of Paul J. Bruno, a brother of Honorable Joseph A. Bruno, who is a member of the House of Representatives at this 115th General Assembly; and

WHEREAS, the members of the House sympathize with their fellow member because of this loss which has come to him and his family;

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware, that the sympathy of all the members of the House is hereby extended to Honorable Joseph A. Bruno, to Mrs. Louise Bruno and to the Misses Paula and Bonita, wife and minor daughters of the deceased, at this time of sorrow that has come into their lives due to the death of Paul J. Bruno, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House, a copy delivered to the Press, and a copy thereof be sent to the family of the deceased.

The Secretary of the Senate informed the House that the Senate had concurred in **HCR 2**.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolutions, which were presented by the Chair, read and on further motion of Mr. Warren, adopted and ordered returned to the Senate: **SCR 8**—"Directing the Appointment of a Committee to Arrange a Suitable Program for the Observance of Washington's Birthday."

Mr. Sinclair Moved that the rules be suspended in order to act upon **HJR 1**. Motion prevailed.

On motion of Mr. Warren **HJR 1** was read for the third time and adopted.

Mr. Bryan moved that the rules be suspended in order to act upon **HJR 3**. Motion prevailed.

On motion of Mr. Warren **HJR 3** was read for the third time and adopted.

The Chair announced the appointment of Mr. Collison, Mr. Cool, and Mr. Bruno, to the Lincoln's Birthday Committee.

The Chair appointed Mr. Calhoun, Mr. Paskey, and Mr. Jones to the Washington's Birthday Committee.

Mr. Warren moved that the House adjourn until 12:00 noon Jan. 28, 1949. Motion prevailed.

14TH LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Jan 28, 12:27 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved. Motion prevailed.

Communications: 1 against **HB 1**; 1 against **SB 161**.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess at 3:00 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 63—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, by Creating a Maintenance Department Under the State Board of Education to Aid State Board Units and Special School Districts of the State and Making Appropriations for Said Department," by Warren and Walsh; to Education.

HB 64—"An Act Appropriating Monies for Delayed and Essential Repairs and Maintenance to and of State Board Schools and Special School Districts and to the City of Wilmington," by Warren and Walsh; to Education.

HB 65—"An Act to appropriate Certain Funds to the State Board of Education For The Construction and Equipment of a Comprehensive High School in Sussex County For Negro Pupils, in Lieu of An Appropriation Made in A. D. 1941, and Repealing The Provision of Law Making Said Prior Appropriation," by Warren and Walsh; to Education.

HB 66—"An Act to Amend Chapter 149 of the Revised Code of Delaware, 1935, Relating to the Offense of Tying With a Female Child Under The Age of Sixteen Years by Omitting the Word 'Female'; by Making the Penalty Discretionary Rather Than Mandatory," by Bryan; to Judiciary and Crime.

HB 67—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' with Reference to the Purchase of a Power Boat by the Board of Game and Fish Commissioners, and Making An Appropriation for Such Purpose," by Kelton; to Appropriations.

HB 68—"An Act to Provide for Protecting the Beach at Broadkilk Beach in Sussex County, Delaware, From Erosion and Inundation," by Givan; to Revised Statutes.

HB 69—"An Act Appropriating Money to Certain Fire Companies in The State of Delaware Which Maintain and Operate an Ambulance," by Jones; to Appropriations.

HB 70—"An Act Appropriating Money to Certain Fire Companies in the State of Delaware," by Jones; to Appropriations.

HB 71—"An Act to Amend Chapter 100 of the Revised Code of Delaware, 1935, as Amended, Entitled 'General Provisions Respecting the Police' with Reference to the Deposit of Refuse and Other Material on Real Property Both Public and Private," by Jones; to Public Highways.

HB 72—"An Act Appropriating Money to the Woods Haven School for Girls," by Jones; to Appropriations.

HB 73—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Entitled 'Fish, Oysters and Game,' by Deleting The Residence Requirement of the Collector of the Oyster Revenue," by Collison; to Revised Statutes.

HB 74—"An Act Making Appropriations for the Payment of Temporary Increases in the Salaries of Certain Employees of the State for the Fiscal Years Ending June 30, 1950 and June 30, 1951, Respectively," by Sinclair; to Appropriations.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HR 14**—"Authorizing the State

Librarian to Furnish Stationery and Supplies to Certain Officers and Attaches of the House."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the State Librarian be and he hereby is authorized and directed to furnish to all those officers and attaches of the House of Representatives other than those specifically named in **HR 5** at the 115th Session of the General Assembly, stationery and other supplies as ordered by them respectively, the cost of which shall not exceed the sum of Ten Dollars (\$10.00) for each such officer or attaché during the first thirty (30) legislative days of the present session.

The Secretary of the Senate informed the House that the Senate had concurred in **HCR 1**.

Mr. Armstrong introduced the following resolution which on his further motion was adopted, and ordered to the Senate for concurrence: **HCR 3**—"Expressing Appreciation of the Citizens of Delaware to the Republic of France and Its People for the Token of Friendship as Shown by the Merci Train Containing Gifts."

The Speaker announced he is about to sign **HCR 1** and **2**.

Mr. Warren moved that the House adjourn until 12:00 noon, Mon., Jan. 31, 1949. Motion prevailed.

15TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Jan. 31, 1949, 12:50 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, King, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—32.

Members absent—Messrs. Kelton, Lee, Bryan—3.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Mr. Warren moved that the House recess until 2:30 P. M. Motion prevailed.

House met at expiration of recess at 3:00 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 75—"An Act Proposing an Amendment to Section 17 of Article II of the Constitution of the State of Delaware, Relating to The Sale of Lottery Tickets, Pool Selling and Other Forms of Gambling," by Collison; to Revised Statutes.

HB 76—"An Act Providing for the Appointment by Organized Fire Companies of Certain of Its Members Who Shall Be Clothed with Certain Police Powers at Fires or Fire Drills," by Jones; to Judiciary and Crime.

HB 77—"An Act to Amend Chapter 149, Revised Code of Delaware, 1935, 'Offenses against the Lives of Persons or Individuals' with Reference to Recommendation to Mercy," by King; to Judiciary and Crime.

HB 78—"An Act to Amend Chapter 155, Revised Code of Delaware, 1935, as Amended, Entitled 'General Provisions Concerning Crimes and Punishment' with Reference to a Recommendation of Mercy," by King; to Judiciary and Crime.

HB 79—"An Act Appropriating Certain Monies to the University of Delaware, Agriculture Experiment Station For Initiating or Expanding Research," by Calhoun; to Agriculture.

HB 80—"An Act Making an Appropriation to Delaware Commission For The Feeble Minded To Provide For The Erection and Equipment of Certain Buildings in Connection With The State Institution for Feeble Minded at Delaware Colony," by Calhoun; to Appropriations.

HB 81—"An Act Appropriating Certain Monies to the University of Delaware, Agricultural Extension Service, for the Purpose of Initiating or Expanding The Agricultural Extension Service," by Cool; to Agriculture.

HB 82—"An Act Relating to Recording Deeds Transferring Real Estate Located in Sussex County in The Town of Delmar by Providing That Said Deeds be First Entered Upon The Town Assessment Books," by Spear; to Municipal Corporations.

HB 83—"An Act to Amend Chapter 182, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act to Re-Incorporate the Town of Delmar,' by Providing Limitations of Sewer Rentals," by Spear; to Municipal Corporations.

HB 84—"An Act to Amend Chapter 241, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act Creating a Family Court for New Castle County,' by Changing the Composition of the Court: By Providing For An Associate Judge Instead of a Deputy Judge: By Granting to Said Court Exclusive Original Jurisdiction, Instead of Concurrent Jurisdiction, Over Paragraph 5168. Sec. 12 of Chapter 149 of The Revised Code of Delaware, 1935, Relating to The Offense of Toying With a Female Child: by Granting Exclusive Original Jurisdiction Over Paragraph 5258. Sec. 9 of Chapter 153 of The Revised Code of Delaware, 1935, Relating to Adultery: by Increasing the Salary of the Judge: by Providing for The Appointment, Duties and Salary of the Associate Judge: by Increasing the Limits of the Total Budget of the Court: by Providing for Appeals of Both the Complaining Witness and the Defendant in Non-Support and Bastardy Cases," by Bryan; to Judiciary and Crime.

HB 85—"An Act Authorizing The Levy Court of Sussex County To Appropriate County Monies For The Control of Diseases of Hogs in Sussex County," by Lawson; to Agriculture.

HB 86—"An Act to Provide Pension Benefits to Certain Citizens of the State of Delaware," by Lawson; to Revised Statutes.

HB 87—"An Act to Amend Chapter 74, Revised Code of Delaware, 1935, as Amended, Relating to Fish Oysters and Game by Providing a Limit to the Length of Certain Nets," by Lawson; to Fish, Oysters and Game.

HB 88—"An Act Making An Appropriation to the State Board of Education for the Construction of a New School Building in Little Creek, School District No. 85, in Kent County Delaware," by Warren; to Appropriations.

HB 89—"An Act Making Appropriation for a State Emergency Fund for Certain Emergencies and Conditions Not Otherwise Provided for, for the Respective Years of the Biennium July 1, 1949 to June 30, 1951, and Prescribing Limitations Upon Use Thereof and The Powers and Duties of the Permanent Budget Commission in Relation Thereto," by Warren; to Appropriations.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HR 15**—"Authorizing The Payment For Furnishing And Delivering Original, Duplicate And Outside Backers To The House Of Representatives."

BE IT RESOLVED by the House of Representatives of the State of Delaware of the One hundred and fifteenth General Assembly, of the State of Delaware, that the sum of One Hundred and forty-two Dollars (\$142.00) be and the same is hereby appropriated out of any monies in the State Treasury, not otherwise appropriated, for the payment to Hambleton Company, Inc., of Wilmington, the successful bidder for certain supplies under their bid and contract, entered into with the House of Representatives, for Original, Duplicate and Outside Backers, said supplies having been delivered to the House of Representatives and being necessary for the business of the present session, said supplies being itemized as follows:

1000—Original Backers.

8000—Duplicate Backers.

400—Outside Backers.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills and resolutions, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 20—"An Act to Amend Article 4 of Chapter 166 of the Revised Code of Delaware, 1935, as Amended, Relating to Traffic Officers, by Providing that the Superintendent of the State Police shall hold the Rank of Colonel and shall be so Classified by the State Highway Department," to Public Highways.

SB 24—"An Act to Amend Chapter 6 of Volume 46, Laws

of Delaware, 1947, with Respect to the Awarding of Contracts for Printing Needs of the General Assembly," to Printing.

Mr. Warren moved that the House adjourn until 12:00 noon, Feb. 1, 1949. Motion prevailed.

16TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Feb. 1, 12:38 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved. Motion prevailed.

Communications:

1—The Personnel Classification Commission announcing the presentation of their report. 1 against **HB 29**, 1 against **HB 1**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by a majority of the respective committees as follows: **HB 79**, **81** & **85**, by Agriculture. **HB 18**, **34**, **56** by Revised Statutes. **HB 1** by Labor.

Mr. Warren moved that the House recess until 2:30 P. M.. Motion prevailed.

House met at expiration of recess at 3:30 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 90—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Entitled 'Fish, Oysters and Game,' by Changing The Dates of the Open Season in Certain Cases," by Kelton; to Fish, Oysters and Game.

HB 91—"An Act Providing For Civil Rights, Protecting The Public Welfare, Entitling All Persons to the Full and Equal Accommodations, Facilities, Advantages and Privileges of Places of Public Accommodation, Resort, Amusement or Entertainment, and Making it Unlawful to Refuse the Same to any Person On Account of Race, Creed, Color, or National Origin or to Publish any Communication to the Effect That The Same Shall Be Refused on Account of Race, Creed, Color or National Origin, and Providing Penalties or Civil Damages For The Violation Thereof," by Winchester; to Miscellaneous.

HB 92—"An Act to Amend Chapter 87 of the 1935 Revised Code of the State of Delaware Concerning The Desertion of, or Failure to Support a Wife or Child; The Neglect of a Child; The

Duties of Probation Officers and the Proceedings upon Violation of a Support Probation Order," by Bryan; to Revised Statutes.

HB 93—"An Act Authorizing The Levy Court of Kent County to Appropriate County Monies to David C. Harrison Post No. 14 Inc., American Legion, for the Maintenance of Ambulance," by King; to Appropriations.

HB 94—"An Act to Amend An Act Entitled 'An Act to Reincorporate the Town of Delmar,' by Providing For Referendum Vote Before Making Any Increase in Water Rents," by Spear; to Municipal Corporations.

HB 95—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1945, With Reference to The Time of Retirement of Certain State Employees," by McCullough, to Revised Statutes.

HB 96—"An Act Authorizing The Levy Court of New Castle County to Appropriate County Moneys to the Holloway Terrace Volunteer Fire Co., Inc. for the Maintenance and Operation of a Motor Vehicle and Equipment for the Use of The 'Rescue Squad' in Answering Emergency Calls to Save Human Life," by McCullough; to Appropriations.

HB 97—"An Act Making An Appropriation to The State Board of Education for Use in Payment of Pensions to Retired and Disabled Public School Teachers of Delaware," by Warren; to Appropriations.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HJR 1 & 3**; and **HCR 3**.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills and resolutions, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 8—"An Act Appropriating Monies for Education and Training of Children of Veterans of World War I and World War II who Died while in the Service of the Army, Navy, Marine Corps or Coast Guard of the United States or who Died from Disease, Wounds or Disabilities Resulting from Such Service," to Appropriations.

SB 30—"An Act to Amend 'An Act Providing for the Payment of Pension Benefits to Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions, and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Non-Assignable, and also Providing for the Reduction of Benefits under Certain Conditions,' Being Chapter 104 of Volume 45, Laws of Delaware as Amended, Relating to the Manner of Determining Pension Payments"; to Revised Statutes.

SB 60—"An Act to Amend An Act Entitled, 'An Act to Provide for the Regulation, Control and Licensing of Harness

Racing in The State of Delaware,' Being Chapter 303, Volume 45, Laws of Delaware, 1944-'45, as amended, Relating to Commissions on Pari Mutuel or Totalizator Pools;" to Miscellaneous.

The Speaker announced he was about to sign **HCR 3**.

Mr. Warren moved that the House adjourn until 11:00 A. M., Wed., Feb. 2, 1949. Motion prevailed.

17TH LEGISLATIVE DAY

House met pursuant to adjournment, Wed., Feb. 2, 12:05 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved. Motion prevailed.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 9, 10, 17**, by Appropriations. **HB 65**, by Education. **HB 41, 71; SB 20**, by Public Highways.

Mr. Warren moved that the House recess until 3:00 P. M. due to numerous hearings scheduled for this afternoon. Motion prevailed.

House met at expiration of recess at 3:37 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committees as follows:

HB 98—"An Act to Amend Chapter 39 of the Revised Code of Delaware, 1935, as Amended, Relating to Amount of Assistance Paid For Dependent Children by the State Board of Welfare," by Longbotham; to Miscellaneous.

HB 99—"An Act Authorizing The Levy Court of Kent County to Appropriate County Monies For The Control of Diseases of Hogs in Kent County," by Warren; to Agriculture.

HB 100—"An Act Making An Appropriation to The State Board of Education for the Improvement of Sanitary Facilities at Blockson School No. 218c In Sussex County," by Allen; to Education.

HB 101—"An Act Appropriating Certain Moneys to Delaware State College for the Purpose of Establishing Scholarships For Students at Said College," by Winchester; to Education.

HB 102—"An Act to Amend Chapter 194, Volume 45, Laws of Delaware, 1945, as Amended, With Respect to the Determination of Pension Benefits," by McCullough; to Public Health.

HB 103—"An Act Proposing An Amendment to Section 2 of Article 5 of the Constitution of the State of Delaware Relating to the Voting Age of Residents of the State of Delaware," by McCullough; to Revised Statutes.

HB 104—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Providing for a Reduction in the Registration Fee of Motor Farm Trucks Used Exclusively By Farmers in the Operation of Their Farms," by Spear; to Public Highways.

HB 105—"An Act Appropriating Money To The Delaware Society For The Prevention of Cruelty to Animals," by Lee; to Charity.

HB 106—"An Act to Amend Chapter 74, Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game by Providing a Limit to the Length of Certain Nets," by Cordrey; to Fish, Oysters and Game.

HB 107—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles and Providing Special License Tags for the Motor Farm Trucks Used Exclusively in the Operation of Farms: By Prohibiting the Use of Such Motor Farm Trucks for Hire; by Providing for the Registration Fee of Such Motor Farm Trucks Used Exclusively by Farmers in the Operation of Their Farms," by Cordrey; to Public Highways.

HB 108—"An Act to Amend Article 7 of Chapter 66 of the Revised Code of Delaware, 1935, Relative to 'Banks, Savings Societies and Trust Companies', Making it Unlawful to Solicit or Receive Deposits or Payments on Income Contracts, &c., Without License From State Bank Commissioner; Not To Apply To Certain Business," by Bryan; to Insurance & Banking.

On Motion of Mr. Walsh, **HB 1**—"An Act to Repeal Chapter 196, Volume 46, Laws of Delaware, Entitled 'An Act Regulating Labor Unions and Relations Between Employers and Employees, Members of Labor Unions,' " was taken up for consideration and read a third time by paragraphs, in order to pass the House.

In the discussion of **HB 1**, Dr. Benger made the following remarks and presented a copy to the Clerk which he requested be printed in the journal. Request was granted.

"There are both good and bad features of 'House Bill 212' and I believe that it should be amended. I intend to vote against **HB 1**, which by the repeal of 'House Bill 212' would leave us with no labor bill; expecting to have an opportunity to vote later for amendments to 'House Bill 212.' "

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Blendt, Bruno, Bryan, Camper, Carey, Cochran, Collison, Cook, Cordrey, Holliday, Hughes, Jones, King, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh.—21.

NAYS—Messrs. Armstrong, Benger, Calhoun, Cool, Donovan, Evans, Givan, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker.—14.

Mr. Jones and Mr. Bryan having changed their votes from nay to yea, and Mr. Holliday having changed his vote from not-voting to yea.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

Requests that the following be stricken from the calendar were granted to Members as follows: **HB 61**, by Warren.

The Speaker announced he was about to sign **HJR 1 & 3**.

Mr. Warren moved that the House adjourn until 12:00 noon, Feb. 3, 1949. Motion prevailed.

18TH LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Feb. 3, 12:30 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Col-lison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

The Clerk proceeded to read the journal of the previous session when Mr. Kelton moved that so much be considered the reading of the journal, and the journal be approved. Motion prevailed.

Communications: 3 for **HB 29**; 3 against **HB 29**.

Mr. Paskey presented a letter of thanks to the Members for Flowers sent to his wife in her illness.

Mr. Cochran presented a communication from the Reserve Officers Association of Delaware requesting that the State Legislature issue resolutions in regard to National Security Week.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 11, 49, 70, 96**, by Appropriations. **HB 105**, by Charity.

The Chair directed that following the reading of the letter from the Permanent Budget Commission that, there being no objection, it be printed in full in the journal.

January 18, 1949

To the Honorable the
House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

Pursuant to the provisions of Chapter 204, Volume 42, Laws

of Delaware, I am transmitting to you herewith report of the Permanent Budget Commission, covering the period from January 1, 1947 to December 31, 1948.

Respectfully submitted,
 PERMANENT BUDGET COMMISSION
 Walter W. Bacon
 Chairman

Report of
 PERMANENT BUDGET COMMISSION
 To The
 ONE HUNDRED AND FIFTEENTH
 GENERAL ASSEMBLY
 Of The
 STATE OF DELAWARE

To the Honorable Members of the
 115th General Assembly of the State of Delaware

Gentlemen:

Pursuant to Chapter 204, Volume 42 of the Laws of Delaware, 1939, a report is submitted herewith pertaining to the functions and activities of the State Budget Commission for the period from January 1, 1947 to December 31, 1948.

Permanent Budget Commission, composed of the Governor, the Secretary of State, State Tax Commissioner, Auditor of Accounts and State Treasurer, held meetings at least once each month during the two year period ended December 31, 1948, for the purpose of reviewing the fiscal affairs of the State, including the agencies whose support, in whole or in part, is provided for in the State Budget.

Fiscal reports, statements of balances of appropriations, estimates of receipts and other information pertinent to the fiscal affairs of the State were prepared by the accountants for the Commission and presented to the members.

During the year 1948 certain beneficial changes were made in the accounting system used by the Auditor of Accounts, including the revamping of the General Ledger and the inauguration of machine posting of the Revenue Ledger. These changes resulted from the combined efforts of the Auditor's Office and accountants of the Budget Commission.

In January, 1948, International Business Machine tabulating equipment was installed in the State Treasurer's Office, which is used for preparation of payroll and pension checks and for the reconciliation of bank statements covering such checks.

Acting on behalf of the Auditor of Accounts, Budget Commission accountants have conducted audits of all Magistrates in the State at least yearly, and while in most cases dockets are being properly recorded and fines due the State are remitted promptly to the State Treasurer, there have been several in-

stances where Magistrate's records have not been adequate and where Magistrates have been delinquent in remitting fines to the State Treasurer.

Budget Commission accountants have conducted numerous audits and examinations of State Agencies and Schools and special effort has been made to determine whether adequate procedures for proper control of fiscal matters were being maintained. Recommendations of Budget Commission accountants for changes in record keeping to reflect more clearly and accurately all fiscal transactions have in general been well received by those concerned.

Accountants of the Budget Commission continue to render assistance to District Schools in the endeavor to maintain a uniform system of accounting in the Schools; however, Schools as a whole have made considerable progress in their record keeping.

Agencies have, almost without exception, fully cooperated with Budget Commission accountants in the examination of their fiscal records.

We wish to express our appreciation to all agencies that have been contacted during the period under review for their courtesy and cooperation.

Respectfully Submitted,

PERMANENT BUDGET COMMISSION

Walter W. Bacon
Chairman

William J. Storey
Secretary

Lillian I. Martin
Budget Accountant

REPORT OF REQUESTS FOR TRANSFERS OF APPROPRIATIONS

Requests for Transfer of Appropriations presented by State Departments, Institutions and Schools for the Budget Commission's consideration totaled 215 and 213, respectively, during the calendar years ended December 31, 1947 and December 31, 1948.

Under the law, Transfers of Appropriations not in excess of ten per cent of total appropriations to any district, exclusive of salaries and fuel, may be made by Boards of School Trustees and Boards of Education without the consent of the Budget Commission. There were 256 such transfers during the calendar year 1947 and 283 during the calendar year 1948.

BUDGET PREPARATION

Budget Commission accountants personally delivered to State Agencies, Institutions and Schools which receive State aid the forms used for submitting requests for appropriations for

the next biennium and instructed various personnel in the preparation of their requests for appropriations.

Each Agency, Institution and School was invited to attend the Budget hearing when their request for appropriations was reviewed by the Budget Commission. Personnel representing 85 Agencies, Institutions and Schools attended Budget hearings and presented additional information in support of their requests for appropriations.

Since requests for appropriations as submitted to the Budget Commission for the biennium amounted to approximately 175 per cent of total anticipated revenue for the biennium, it obviously was considered necessary in many cases to reduce amounts requested in determining upon recommended appropriations.

AUDITING FUNCTIONS

Within the period from January 1, 1947 to December 31, 1948 audits and special investigations have been made of the records of the following State Agencies and Schools. The date specified is the ending period of the examination.

AGENCIES

Secretary of State	June 30, 1947
State Treasurer	December 31, 1947
Auditor of Accounts	September 30, 1948
State Revenue Collector	December 31, 1947
State Insurance Commissioner	December 31, 1947
Oyster Revenue Collector	December 31, 1947
Boat Inspector	December 31, 1947
State Bank Commissioner	December 31, 1947
Delaware Liquor Commission	May 31, 1948
Delaware State Employees Pension Act	September 9, 1948
Medical Council of Delaware	December 31, 1947
State Board of Pharmacy	December 31, 1947
State Board of Dental Examiners	December 31, 1947
State Board of Examiners for Barbers	December 31, 1947
Board of Veterinary Examiners	December 31, 1947
State Board of Accountancy	December 31, 1947
Board of Examiners in Optometry	December 31, 1947
Board of Examiners for Registered Nurses	June 30, 1947
State Board of Examiners in Undertaking	June 30, 1947
Delaware Real Estate Commission	December 31, 1947
State Board of Examiners and Registrations of Architects	June 30, 1948
State Athletic Commission	June 30, 1948
Board of Registration for Professional Engineers and Land Surveyors	December 31, 1947
Council of State Agencies	June 30, 1948
Labor Commission of Delaware	December 31, 1947
Board of Boiler Rules	December 31, 1947

Regulators of Weights and Measures	December 31, 1947
Industrial Accident Board	December 31, 1947
National Guard—Adjutant General	December 31, 1947
Delaware Commission of Shell Fisheries	June 30, 1948
Public Archives Commission	June 30, 1948
State Highway Department (All Divisions)	June 30, 1947
State Board of Health	December 31, 1947
State Board of Agriculture (All Divisions) ..	December 31, 1947
State Forestry Department (Two Divisions)	June 30, 1948
Game and Fish Commission	December 31, 1947
State Board of Welfare	June 30, 1948
Old Age Welfare Commission—	
Pension Account	December 31, 1947
Old Age Welfare Commission—	
State Welfare Home	June 30, 1948
Delaware State Hospital	June 30, 1948
Delaware Commission for the	
Feeble-Minded	December 31, 1946
Ferris School for Boys	June 30, 1948
Kruse School	September 30, 1948
Old Age Welfare Commission—	
Relief Department	June 30, 1948
State Board of Health—	
Edgewood Sanatorium	June 30, 1948
State Board of Health—	
Brandywine Sanatorium	June 30, 1948
Woods Haven School for Girls	June 30, 1948
Governor Bacon Health Center	June 30, 1948

EDUCATION

Special School Districts

Mount Pleasant	June 30, 1948
Claymont	April 30, 1948
Alexis I. duPont	June 30, 1948
Newark	June 30, 1948
New Castle	June 30, 1948
Smyrna	May 31, 1948
Dover	June 2, 1948
Caesar Rodney	May 31, 1948
Harrington	April 30, 1948
Milford	June 17, 1948
Lewes	April 30, 1948
Laurel	April 30, 1948
Seaford	June 30, 1947
Rehoboth	June 30, 1947

State Board Units

Arden No. 3	April 30, 1948
Alfred I. duPont No. 7	April 30, 1948
Richardson Park No. 20	April 30, 1948
Newport No. 21	April 30, 1948

Hockessin No. 29	April 30, 1948
Stanton No. 38	April 30, 1948
Christiana No. 44	April 30, 1948
Rose Hill-Minquadale No. 47	June 1, 1948
Delaware City No. 52	April 30, 1948
Middletown No. 60	April 30, 1948
Oak Grove No. 130	April 30, 1948
Henry C. Conrad No. 131	April 30, 1948
Newport No. 106-C	April 30, 1948
Marshallton No. 108-C	April 30, 1948
Middletown No. 120-C	May 12, 1948
Millside No. 132-C	May 12, 1948
Frederica No. 32	April 30, 1948
Farmington No. 39	May 24, 1948
Magnolia No. 50	May 18, 1948
Felton No. 54	April 30, 1948
Hartly No. 96	April 30, 1948
Clayton No. 119	April 30, 1948
Houston No. 125	May 24, 1948
Lincoln No. 3	June 30, 1948
Milton No. 8	June 30, 1948
Millsboro No. 23	June 30, 1948
Lord Baltimore No. 28	April 30, 1948
Roxana No. 31	June 30, 1948
Selbyville No. 32	May 24, 1948
Gumboro No. 37	June 30, 1948
Bridgeville No. 90	June 30, 1948
Greenwood No. 91	June 30, 1948
John M. Clayton No. 97	June 30, 1948
Ellendale No. 125	June 30, 1948
Delmar No. 163	June 30, 1948
Blades No. 172	June 30, 1948
Slaughter Neck No. 193-C	June 30, 1948
Millsboro No. 204-C	June 30, 1948
Frankford No. 206-C	June 30, 1948
State Board of Education	December 3, 1947

EXPENDITURES FROM STATE EMERGENCY FUND

Pursuant to Section 6, Chapter 57, of Volume 44, 1943, Laws of the State of Delaware, a statement of expenditures made from the State Emergency Fund for the period from July 1, 1947 to December 31, 1948, is presented herewith.

The expenditures shown on this statement were approved by Permanent Budget Commission only after an emergency was deemed to exist, and after proof of said emergency was presented to the Commission. Such proof included examination of evidence and testimony as was warranted by each individual case, and in all instances a notarized affidavit was provided by a duly authorized representative of the agency making application setting forth the facts supporting the claim.

The detailed accounts pertaining to each individual expenditure were maintained by the Office of Auditor of Accounts, and all invoices in support of expenditures are on file in that office.

STATEMENT OF EMERGENCY FUND EXPENDITURES
FISCAL YEAR ENDED JUNE 30, 1948

AGENCY	EXPENDITURES
Governor	
Contingent Expenses	\$ 242.30
Total Governor	<u>242.30</u>
State Treasurer	
Salaries	1,043.00
Office Expense	535.71
Operations	59.42
Total State Treasurer	<u>1,638.13</u>
State Tax Department	
Equipment	711.74
Total State Tax Department	<u>711.74</u>
Attorney General	
Office Expense	4,100.00
Total Attorney General	<u>4,100.00</u>
Council of State Governments	
Office Expense	38.38
Travel	119.57
Total Council of State Governments	<u>157.95</u>
National Guard—Adjutant General	
Office Expense	1,186.54
Travel	577.53
Operations	9,179.29
Repairs	1,331.94
Total National Guard—Adjutant General	<u>12,275.30</u>
Custodian	
Repairs	6,505.76
Total Custodian	<u>6,505.76</u>

Public Archives Commission	
Salaries	1,200.00
Total Public Archives Commission	1,200.00
State Highway Department	
Construction—Selbyville School	614.00
Total State Highway Department	614.00
State Board of Health	
Salaries	3,892.79
Citizens Food Committee	106.00
Total State Board of Health	3,998.79
State Board of Agriculture	
Livestock Sanitation	8,418.91
Farm Products Inspection and Grading Laws ...	2,296.94
Controlling Contagious Diseases of Livestock ..	1,276.43
Total State Board of Agriculture	11,992.28
Game and Fish Commission	
Operations	5,000.00
Total Game and Fish Commission	5,000.00
State Board of Welfare	
Direct Care	18,076.56
Hardship Cases	2,182.81
Total State Board of Welfare	20,259.37
Old Age Welfare Commission	
Relief Department—New Castle County	132,490.79
Relief Department—Kent County	7,528.93
Relief Department—Sussex County	9,980.28
Total Old Age Welfare Commission	150,000.00
Ferris School	
Repairs	1,470.00
Total Ferris School	1,470.00
Kruse School	
Repairs	1,520.00
Total Kruse School	1,520.00

Edgewood Sanatorium	
Operations	2,500.00
Total Edgewood Sanatorium	2,500.00
Woods Haven School	
Repairs	1,535.00
Total Woods Haven School	1,535.00
Detention Home for Juveniles	
Repairs	1,352.00
Total Detention Home for Juveniles	1,352.00
Pensions for Retired and Disabled Teachers	
Pensions	189.74
Total Pensions for Retired and Disabled Teachers	189.74
Delaware State College	
Salaries	10,000.00
Repairs	7,547.90
Equipment	1,000.00
Permanent Improvements	1,550.00
Total Delaware State College	20,097.90
State Board of Education	
Instructional Service	
Salaries	3,400.00
Travel	400.00
Other Costs	200.00
Teachers' Salary Increments	12,521.94
Fuel	487.61
Maintenance	
Supplies and Replacements	933.50
Delayed Repairs Expense	450.00
Vocational Education	
Salaries	8,818.58
Travel	1,335.25
Other Vocational Costs	773.60
Capital Outlay for Vocational Education	500.00
Transportation—Contract Service	13,700.00
Fire Equipment	460.80
Scholarships	166.01
Student Driving	
Administrative Salaries	2,516.27
Administrative Office Supplies	100.00
Administrative Travel	376.58

Instructional Salaries	12,420.00
Instructional Supplies	150.00
Instructional Travel	1,779.42
Instructional Text Books	200.00
Instructional Other Costs	330.00
Insurance	712.00
Equipment	3,000.00
War Assets Administration	1,100.00
Volunteer Firemen	406.62
Total State Board of Education	<u>67,238.18</u>
Vocational Education Rehabilitation Division	
Veterans Clearing Bureau	2,503.45
Veterans Case Service	624.50
Case Service	<u>19,004.92</u>
Total Vocational Education Rehabilitation Division	<u>22,132.87</u>
Mount Pleasant Special School	
Administrative Control	
Office Supplies	50.00
Telephone and Telegraph	100.00
Other Costs	50.00
Instructional Service	
Salaries	27,191.38
Supplies	300.00
Text Books	200.00
Other Costs	150.00
Operation of Plant	
Salaries	1,500.00
Supplies	100.00
Fuel	1,200.00
Water, Electric and Gas	500.00
Other Costs	100.00
Maintenance	549.30
Rent of Building	5,000.00
Capital Outlay	
Equipment	9,250.00
Library Books	300.00
Other Costs	<u>5,000.00</u>
Total Mount Pleasant Special School	<u>51,540.68</u>
Claymont Special School	
Instructional Service—Salaries	7,082.25
Fuel	<u>500.00</u>
Total Claymont Special School	<u>7,582.25</u>

Alexis I. duPont Special School	
Instructional Service—Salaries	3,174.11
Total Alexis I. duPont Special School	<u>3,174.11</u>
Newark Special School	
Instructional Service—Salaries	2,060.95
Total Newark Special School	<u>2,060.95</u>
New Castle Special School	
Administrative Control—Telephone and	
Telegraph	70.00
Rent	500.00
Instructional Service	
Salaries	9,910.89
Supplies	849.84
Text Books	465.00
Operation of Plant	
Salaries	1,800.00
Fuel	2,547.75
Water, Electric and Gas	100.00
Maintenance	3,585.00
Equipment	2,110.44
Total New Castle Special School.....	<u>21,938.92</u>
Smyrna Special School	
Instructional Service—Salaries	925.60
Total Smyrna Special School	<u>925.60</u>
Dover Special School	
Instructional Service—Salaries	4,627.93
Fuel	500.00
Total Dover Special School	<u>5,127.93</u>
Caesar Rodney Special School	
Instructional Service—Salaries	1,785.84
Total Caesar Rodney Special School	<u>1,785.84</u>
Harrington Special School	
Instructional Service—Salaries	3,844.50
Total Harrington Special School	<u>3,844.50</u>
Milford Special School	
Instructional Service—Salaries	2,385.89
Fuel	748.37

Maintenance	1,041.00
Total Milford Special School	<u>4,175.26</u>
Georgetown Special School	
Instructional Service—Salaries	3,763.02
Fuel	1,290.00
Maintenance	750.00
Total Georgetown Special School	<u>5,803.02</u>
Lewes Special School	
Instructional Service—Salaries	2,485.10
Total Lewes Special School	<u>2,485.10</u>
Seaford Special School	
Instructional Service—Salaries	3,326.76
Total Seaford Special School	<u>3,326.76</u>
Laurel Special School	
Instructional Service	
Salaries	7,910.51
Supplies	70.00
Fuel	1,580.45
Maintenance	999.94
Total Laurel Special School	<u>10,560.90</u>
Rehoboth Special School	
Instructional Service—Salaries	1,700.00
Total Rehoboth Special School	<u>1,700.00</u>
Wilmington Board of Education	
Instructional Service—Salaries	14,000.00
Total Wilmington Board of Education	<u>14,000.00</u>
Arden School No. 3	
Maintenance	885.00
Equipment	116.00
Total Arden School No. 3	<u>1,001.00</u>
Alfred I. duPont School No. 7	
Fuel	649.93
Total Alfred I. duPont School No. 7	<u>649.93</u>

Richardson Park School No. 20	
Maintenance	1,700.00
Total Richardson Park School No. 20	1,700.00
Stanton School No. 38	
Instructional Service—Salaries	2,000.00
Total Stanton School No. 38	2,000.00
Christiana School No. 44	
Fuel	160.50
Total Christiana School No. 44	160.50
Rose Hill-Minquadale School No. 47	
Maintenance	5,495.00
Total Rose-Hill-Minquadale School No. 47	5,495.00
Delaware City School No. 52	
Instructional Service	
Salaries	4,200.00
Text Books	19.40
Maintenance	820.00
Vocational Education—Travel	25.00
Equipment	2,441.48
Total Delaware City School No. 52	7,505.88
Commodore MacDonough School No. 53	
Fuel	554.74
Total Commodore MacDonough School No. 53 .	554.74
Marshallton School No. 77	
Fuel	211.67
Total Marshallton School No. 77	211.67
Townsend School No. 81	
Fuel	559.10
Maintenance	400.00
Total Townsend School	959.10
Henry C. Conrad School No. 131	
Fuel	278.88
Total Henry C. Conrad School No. 131	278.88

Newport School No. 106-C	
Maintenance	3,569.92
Total Newport School No. 106-C	3,569.92
Hockessin School No. 107-C	
Maintenance	134.00
Total Hockessin School No. 107-C	134.00
Christiana School No. 111-C	
Fuel	17.60
Total Christiana School No. 111-C	17.60
Iron Hill School No. 112-C	
Fuel	36.97
Total Iron Hill School No. 112-C	36.97
Delaware City School No. 118-C	
Fuel	172.08
Total Delaware City School No. 118-C	172.08
Middletown School No. 120-C	
Fuel	346.03
Maintenance	150.00
Total Middletown School No. 120-C	496.03
Millside School No. 132-C	
Instructional Service—Salaries	2,000.00
Fuel	183.18
Maintenance	3,365.00
Total Millside School No. 132-C	5,548.18
Kenton School No. 9	
Delayed Repairs	82.75
Total Kenton School No. 9	82.75
Magnolia School No. 50	
Fuel	224.18
Total Magnolia School No. 50	224.18
Felton School No. 54	
Instructional Service—Salaries	1,308.19

Maintenance	8,638.50
Total Felton School No. 54	9,946.69
Cheswold School No. 83	
Fuel	37.20
Total Cheswold School No. 83	37.20
Clayton School No. 119	
Fuel	549.07
Maintenance	960.00
Total Clayton School No. 119	1,509.07
Lockwood School No. 142-C	
Fuel	16.00
Total Lockwood School No. 142-C	16.00
Cheswold School No. 143-C	
Fuel	172.33
Maintenance	86.11
Total Cheswold School No. 143-C	258.44
Fork Branch School No. 145-C	
Fuel	27.51
Maintenance	69.52
Total Fork Branch School No. 145-C	97.03
Parker's Chapel School No. 153-C	
Fuel	15.00
Total Parker's Chapel School No. 153-C	15.00
Woodside School No. 154-C	
Fuel	17.35
Total Woodside School No. 154-C	17.35
Mt. Olive School No. 155-C	
Maintenance	31.36
Total Mt. Olive School No. 155-C	31.36
Viola School No. 156-C	
Fuel	65.41

Total Viola School No. 156-C	65.41
Lincoln School No. 3	
Fuel	100.86
Total Lincoln School No. 3	100.86
Milton School No. 8	
Fuel	400.00
Total Milton School No. 8	400.00
Lord Baltimore School No. 28	
Fuel	125.48
Total Lord Baltimore School No. 28	125.48
Selbyville School No. 32	
Fuel	853.76
Total Selbyville School No. 32	853.76
Stockley School No. 34	
Fuel	50.40
Total Stockley School No. 34	50.40
Greenwood School No. 91	
Maintenance	1,068.81
Total Greenwood School No. 91	1,068.81
John M. Clayton School No. 97	
Fuel	900.00
Maintenance	190.30
Total John M. Clayton School No. 97	1,090.30
Ellendale School No. 125	
Fuel	386.84
Total Ellendale School No. 125	386.84
Slaughter Neck School No. 193-C	
Fuel	113.03
Total Slaughter Neck School No. 193-C	113.03
Lincoln School No. 194-C	
Instructional Service	
Salaries	1,800.00

Supplies	30.00
Fuel	76.76
Total Lincoln School No. 194-C	1,906.76
Drawbridge School No. 197-C	
Fuel	30.83
Total Drawbridge School No. 197-C	30.83
Nassau School No. 198-C	
Fuel	10.50
Total Nassau School No. 198-C	10.50
Rehobeth School No. 200-C	
Fuel	39.00
Total Rehoboth School No. 200-C.....	39.00
Frankford School No. 206-C	
Instructional Service—Salaries	1,681.03
Fuel	54.63
Total Frankford School No. 206-C	1,735.66
Owens Corner School No. 213-C	
Fuel	26.61
Total Owens Corner School No. 213-C	26.61
Portsville School No. 214-C	
Fuel	18.94
Total Portsville School No. 214-C	18.94
Blocksom's School No. 218-C	
Fuel	8.25
Total Blocksom's School No. 218-C	8.25
Greenwood School No. 222-C	
Fuel	24.44
Total Greenwood School No. 222-C	24.44
Hollyville School No. 224-C	
Fuel	8.00
Total Hollyville School No. 224-C	8.00

Warwick School No. 225-C	
Fuel	19.38
Total Warwick School No. 225-C	<u>19.38</u>
Total Emergency Fund Expenditures	
for Fiscal Year Ended June 30, 1948	<u>\$527,572.94</u>

STATEMENT OF EMERGENCY FUND EXPENDITURES
FOR THE PERIOD
JULY 1, 1948 TO DECEMBER 31, 1948

AGENCY	EXPENDITURES
State Treasurer	
Salaries	\$ 938.08
Office Expense	1,760.72
Out-dated Checks	276.27
Total State Treasurer	<u>2,975.07</u>
State Tax Department	
Repairs	530.00
Total State Tax Department	<u>530.00</u>
Attorney General	
Office Expense	2,500.00
Total Attorney General	<u>2,500.00</u>
National Guard—Adjutant General	
Office Expense	525.78
Repairs	1,166.38
Airport Account	10,026.84
Total National Guard—Adjutant General	<u>11,719.00</u>
Public Archives Commission	
Salaries	600.00
Total Public Archives Commission	<u>600.00</u>
State Board of Agriculture	
Controlling Contagious Diseases of Livestock....	177.49
Total State Board of Agriculture	<u>177.49</u>
State Board of Welfare	
Operations	<u>616.82</u>

Total State Board of Welfare	616.82
Old Age Welfare Commission	
Grants	3,084.34
Relief Department—New Castle County	65,932.46
Relief Department—Kent County	5,711.89
Total Old Age Welfare Commission	74,728.69
Delaware State College	
Operations	6,875.50
Total Delaware State College	6,875.50
State Board of Education	
Instructional Service	
Salaries	271.25
Travel	350.71
Other Costs	148.91
Maintenance	
Salaries	2,964.23
Supplies	1,178.99
Travel	738.26
Vocational Education—Other Costs	1,148.06
Firemen Training	231.11
Veterans Training	1,470.03
Student Driving	
Administrative Control	
Salaries	1,125.00
Office Supplies	40.68
Travel	129.47
Instructional Service	
Salaries	6,560.00
Supplies	97.60
Travel	629.79
Text Books	200.00
Other Costs	219.90
Insurance	291.48
Equipment	565.26
Total State Board of Education	18,360.72
State Board for Vocational Education	
Rehabilitation Division	398.37
Total State Board for Vocational Education	
Rehabilitation Division	398.37

Mount Pleasant Special School

Administrative Control

Office Supplies	100.00
Telephone and Telegraph	36.12
Other Costs	7.95

Instructional Service

Salaries	14,855.06
Supplies	500.00
Text Books	300.00
Other Costs	150.00

Operation of Plant

Salaries	1,762.59
Supplies	200.00
Fuel	1,420.90
Water, Electric and Gas	788.77
Other Costs	300.00

Maintenance—Upkeep of Grounds	100.00
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Equipment	5,000.00
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Library Books	300.00
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Total Mount Pleasant Special School	25,821.39
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Claymont Special School

Instructional Service—Salaries	2,400.00
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Total Claymont Special School	2,400.00
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New Castle Special School

Administrative Control

Telephone and Telegraph	33.90
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Instructional Service

Salaries	3,520.00
Supplies	420.00
Text Books	210.00

Operation of Plant

Salaries	1,044.30
Fuel	367.20
Water, Electric and Gas	44.85

Rent	600.00
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Total New Castle Special School	6,240.25
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Dover Special School

Maintenance—Repairs	2,522.00
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Total Dover Special School	2,522.00
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Harrington Special School

Instructional Service—Salaries	445.41
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Total Harrington Special School	445.41
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Milford Special School	
Maintenance—Repairs	325.00
Total Milford Special School	325.00
Georgetown Special School	
Instructional Service—Salaries	880.00
Total Georgetown Special School	880.00
Lewes Special School	
Fuel	791.15
Total Lewes Special School	791.15
Stanton School No. 38	
Instructional Service—Salaries	800.00
Total Stanton School No. 38	800.00
Rose Hill-Minquadale School No. 47	
Capital Outlay	2,300.00
Total Rose Hill-Minquadale School No. 47	2,300.00
Delaware City School No. 52	
Instructional Service—Salaries	2,040.00
Total Delaware City School No. 52	2,040.00
Oak Grove School No. 130	
Maintenance—Supplies	3,179.84
Total Oak Grove School No. 130	3,179.84
Millside School No. 132-C	
Instructional Service—Salaries	800.00
Total Millside School No. 132-C	800.00
Felton School No. 54	
Instructional Service—Salaries	800.00
Total Felton School No. 54	800.00
Kenton School No. 140-C	
Maintenance—Supplies	73.75
Total Kenton School No. 140-C	73.75

Cheswold School No. 143-C	
Maintenance—Supplies	385.33
Total Cheswold School No. 143-C	385.33
Bridgeville School No. 90	
Maintenance—Supplies	162.00
Total Bridgeville School No. 90	162.00
Frankford School No. 206	
Instructional Service—Salaries	800.00
Total Frankford School No. 206	800.00
Lincoln School No. 194-C	
Instructional Service—Salaries	800.00
Total Lincoln School No. 194-C	800.00
Nanticoke Indian School	
Permanent Improvements	5,500.00
Total Nanticoke Indian School	5,500.00
Total Emergency Fund Expenditures for Period July 1, 1948 to December 31, 1948..	\$176,547.78

Mr. Warren moved that the House recess until 3:00 P. M.
Motion prevailed.

House met at expiration of recess at 3:45 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 109—"An Act Transferring From Paragraph (i) of Chapter 68, Volume 46, Laws of Delaware, 1947, The Sum of Fifteen Thousand Dollars (\$15,000.00) to Paragraph (g) of Said Chapter; and Authorizing The Permanent Budget Commission to Order The Use of Said Sum or Part Thereof for the Care of Dependent Children Outside Their Homes," by Longbotham; to Appropriations.

HB 110—"An Act to Amend Chapter 151 of Volume 44, Laws of Delaware, 1943, as Amended by Chapter 213, Volume 45, Laws of Delaware, 1945, Relating to Delaware Commission of Shell Fisheries with Respect to Clams," by Calhoun; to Fish, Oysters and Game.

HB 111—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended by Chapter 196, Volume 43, Laws of Delaware, 1941, Relating to The Catching of Fish in Waters Under The Jurisdiction of Delaware, by Prohibiting

the Taking of Fish, in Certain Delaware Bay and The Delaware River by Means of Drag Nets, Fish Trawls, Beam Trawls, Otter Trawls, Shirred or Purse Nets, Trawl Nets or by any Other Similar Device Operated from Any Power Vessel, and with Respect to the Penalty For Violations Thereof," by Armstrong; to Fish, Oysters and Game.

HB 112—"An Act Relating to Apples, Creating The Delaware State Apple Commission and Prescribing Its Powers and Duties; Promoting the Same and Consumption of Delaware Apples by Making Provisions for Campaigns of Education, Advertising Publicity, Sales Promotion and Research; Levying a Tax on Apple Production and Providing for its Collection; Appropriating Money for the Enforcement of The Act; and Providing Penalties for Violations of The Act," by Cool; to Agriculture.

HB 113—"An Act to Amend Volume 45, Laws of Delaware, 1945, by Repealing Chapter 98 of Said Volume Relating to the Purity and Quality of Ice Cream," by Lawson; to Public Health.

HB 114—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game, with Respect to the Possession and Transportation of Crabs and the Penalty for Certain Violations," by Warren; to Fish, Oysters and Game.

HJR 4—"Memorializing The Congress of The United States On The Subject of World Federation," by Allen, Bryan, Sinclair and Cool; to Federal Relations.

Rep. Walsh and Rep. Warren were appointed to the Committee for making arrangements to visit State Institutions.

Mr. Warren moved that the House adjourn until 12 noon, Fri., Feb. 4, 1949. Motion prevailed.

19TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., Feb. 4, 12:40 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved as read. Motion prevailed.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 24** by Printing and Supplies; **HB 4, 28, 50, 66, 76**, by Judiciary and Crime.

Mr. Warren moved that the House recess until 3:00 P. M. Motion prevailed.

House met at expiration of recess at 3:50 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 115—"An Act Creating The Civil Service Commission of The State of Delaware," by Givan; to Miscellaneous.

HB 116—"An Act to Amend Chapter 303, Volume 45, Laws of Delaware, as Amended, Entitled, 'An Act to Provide for The Regulation, Control and Licensing of Harness Horse Racing in The State of Delaware, With Reference to the Membership of The Delaware Harness Racing Commission, the Awarding of Dates for Harness Horse Racing in the State of Delaware, and Changing Certain Words in Said Act'" by Marvel; to Revised Statutes.

HB 117—"An Act to Amend Chapter 209, Volume 40, Laws of Delaware, Relating to the Acquiring of a Legal Settlement in The State of Delaware," by Paskey; to Judiciary and Crime.

HB 118—"An Act to Amend 1606. Sec. 3 of Chapter 54, Revised Code of Delaware, 1935, Relating to the State Old Age Welfare Commission, by Increasing the Fee to be Received by Members for Attending Meetings Thereof," by Walsh; to Revised Statutes.

HB 119—"An Act Appropriating Money to The State Old Age Welfare Commission for the Expense Involved in the Settlement Work of the Commission," by Allen; to Appropriations.

HB 120—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles and Providing Special License Tags for Motor Farm Trucks Used Exclusively in the Operation of Farms: by Prohibiting the Use of Such Motor Farm Trucks For Hire: by Providing For The Registration Fee of Such Motor Farm Trucks Used Exclusively by Farmers in the Operation of Their Farms," by Spear, Cordrey, and Cool; to Public Highways.

HB 121—"An Act to Amend Chapter 163, of the Revised Code of Delaware, 1935, as Amended, Entitled 'Delaware Racing Commission,' by Providing for Representation of Each County Upon the Said Commission," by Lawson; to Revised Statutes.

Mr. Bryan introduced the following resolution which on his further motion was adopted: **HR 16** "Relative To The Payment On Account For Collecting Data, Compiling, Editing And Publishing The Daily Calendar For The House of Representatives Of The 115th General Assembly Of The State Of Delaware.

BE IT RESOLVED by the House of Representatives of the One Hundred and Fifteenth General Assembly of the State of Delaware that the sum of Six Hundred Ninety-two Dollars and Ninety Cents (\$692.90) be and the same is hereby appropriated out of the monies of the State Treasury, not otherwise appropriated, for the payment to Delaware State News of Dover, Dela-

ware the lowest and responsible bidder; for collecting data, compiling, editing and publishing the Daily Calendar for the House of Representatives of the State of Delaware from January 13, 1949 up to and including February 4, 1949, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with the session.

On Motion of Mr. Warren, **HB 2**—"An Act Appropriating Money to The American Legion, Department of Delaware," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelson, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

Nays—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Warren, **HB 3**—"An Act Appropriating Money to the United Spanish War Veterans, Department of Delaware," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelson, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Winchester, **HB 10**—"An Act making An Appropriation to The Layton Home For Aged Colored Persons to Supplement The State Appropriation Made to Said Home for the Fiscal Year Ending June 30, 1949," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kel-

ton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Winchester, **HB 9**—"An Act Appropriating Money to Layton Home for Aged Colored Persons," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelson, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

Nays—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Calhoun, **HB 12**—"An Act Appropriating Money for the Observance of Memorial Day in Honor of the Deceased Members of the Grand Army of The Republic," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelson, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House and was ordered to the Senate for Concurrence.

On Motion of Mr. Walsh, **HB 16**—"An Act Appropriating Money to The Veterans of Foreign Wars, Department of Delaware," was taken up for consideration and read a third time, by paragraphs. in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kel-

ton, King Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Longbotham, **HB 17**—"An Act to Amend Chapter 8 of The Revised Code of Delaware, 1935, as Amended, With Reference to the Burial of Indigent Veterans of The Wars in which the United States Has Engaged," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. King, **SB 20**—"An Act to Amend Article 4 of Chapter 166 of the Revised Code of Delaware, 1935, as Amended, Relating to Traffic Officers, by Providing that the Superintendent of the State Police shall hold the Rank of Colonel and shall be so classified by the State Highway Department," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

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

On Motion of Mr. Warren, **HB 56**—"An Act to Amend An Act Entitled 'An Act To Amend Chapter 43 of The Revised Code of Delaware, 1935, By Striking Out and Repealing All of 1194. Sec. 48. Thereof and Inserting in Lieu Thereof a New Section To Be Styled 1194. Sec. 48. Said New Section Directing the Levy Court of Kent County to Appropriate Certain

Money to Kent County Volunteer Firemen's Association for Distribution Equally Among Member Companies,''' was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

Requests that the following be stricken from the calendar were granted to Members as follows: **HB 104** by Spear; **HB 107** by Cordrey.

Mr. Warren moved that the House adjourn until 12:00 noon Mon. Feb. 7, 1949. Motion prevailed.

20TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Feb. 7, 1949, 12:30 P. M.

The members recited The Lord's Prayer.

Members present—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

The Chair presented a communication from the President of the Council for Delaware Education inviting the members of the Assembly to attend an open meeting on **HB 52**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 99** by Agriculture.

Mr. Warren moved that the House recess until 3:00 P. M. Motion Prevailed.

House met at expiration of recess at 3:50 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 122—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game, with Respect to The Possession or Transportation of Crabs and The Penalty For Certain Violations," by Warren; to Fish, Oysters and Game.

HB 123—"An Act to Require Railroad Companies Owning and Controlling the Tracks Crossing State Highway 13 Leading From Wilmington to Chester, at Naaman's Corner, to Widen the Underpass and Providing Procedure For Enforcement of the Provisions of This Act," by Jones; to Public Highways.

HB 124—"An Act Proposing An Amendment to Section 25 of Article 2 of the Constitution of the State of Delaware Relating to Zoning," by Jones; to Municipal Corporations.

HB 125—"An Act to Amend an Act Entitled 'An Act to Reincorporate the Town of Bridgeville,' Being Chapter 158, Volume 43, Laws of Delaware, with Reference to the Amount of Taxes Raised and the Collection Thereof," by Collison; to Municipal Corporations.

HB 126—"An Act Authorizing The People to Indicate by Ballot Whether or Not They Are in Favor of the Payment of a Cash Bonus by the State of Delaware to Veterans of World War II," by Allen and Collison; to Miscellaneous.

HB 127—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Relating to Fish, Oysters and Game, as Amended, Providing for Public Hearings to be Held by the Board of Game and Fish Commissioners Before Recommendations May Be Made to The Fish and Wild Life Services of The United States Department of Interior for the Placing of the State of Delaware in a Migratory Water Fowl Hunting Zone and Split or Continuous Hunting Seasons," by Walsh; to Fish, Oysters and Game.

HB 128—"An Act to Amend Chapter 39 of the Revised Code of Delaware, 1935, Relating to Assistance Provided Under the Law Relating to Mother's Pensions," by Sinclair; to Revised Statutes.

HB 129—"An Act to Amend Chapter 83 of Volume 45, Laws of Delaware, 1945, with Respect to The Amount and Continuance of Aid to The Needy Blind," by Sinclair; to Revised Statutes.

HB 130—"An Act With Reference to The Production and Sale of Raw Milk of the State of Delaware," by Sinclair; to Public Health.

HB 131—"An Act to Amend Chapter 106 of Volume 45, Laws of Delaware, 1945, as Amended, With Reference to Pensions or Allowances to Retired and Disabled Public School Teachers of Delaware," by Sinclair; to Revised Statutes.

HB 132—"An Act to Amend An Act Entitled 'An Act to Authorize the Prothonotary of the Superior Court of the State of Delaware, in and for Sussex County, to Make Indices of Judgment in His Office' being Chapter 106, Volume 46. Laws of Dela-

ware, 1947, Relating to the Beginning Date of the Indices," by Marvel; to Revised Statutes.

HB 133—"An Act to Amend Chapter 23, Revised Code of Delaware, 1935, as Amended, Entitled 'State Forestry Department,' with Reference to the Establishment of Wayside Sites and Facilities for Tourists, Making An Appropriation and Regulations Therefor, Giving Certain Authority to The State Forestry Department, and Providing Penalties," by Kelton; to Public Highways.

Mr. Marvel introduced the following resolution which on his further motion was adopted: **HCR 4**—"Providing That The Motor Fuel Tax Department Of The State Highway Department Shall Furnish Monthly To All Distributors And Commission Agents Engaged In The Transportation And Sale Of Oil And Gasoline In This State A List Of All Gasoline Taxes Paid By All Bonded Gasoline Distributors In This State."

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolution, which was presented by the Chair, and read: **SCR 9**—"Authorizing The Appointment Of A Joint Committee to Arrange for the Showing of the Movie 'The Snake Pit' To The Members Of The 115th General Assembly."

On motion of Mr. Allen that the resolution be adopted, the yeas and nays were ordered, which being taken were as follows:

YEAS—Messrs. Allen, Blendt, Bryan, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Holliday, Hughes, Jones, Kelton, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Mr. Speaker.—25.

NAYS—Messrs. Armstrong, Benger, Bruno, Calhoun, Evans, Sinclair, Warren, Winchester.—8.

NOT VOTING—Messrs. King and Givan.—2.

So the question was decided in the affirmative and the resolution having received the required constitutional majority passed the House and was ordered returned to the Senate.

On Motion of Mr. Armstrong, **HB 6**—"An Act Making An Appropriation to the Board of Parole of the State of Delaware for the Purpose of Enabling the Said Board to Perform Its Duties during the Remainder of the Fiscal Year Ending June 30, 1949," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House and was ordered to the Senate for Concurrence.

On Motion of Mr. Kelton, **HB 11**—"An Act Authorizing The Levy Court of Sussex County to Appropriate County Monies to the Rehoboth Beach Volunteer Fire Company, Inc., for the Maintenance of Ambulance," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House and was ordered to the Senate for Concurrence.

On Motion of Mr. Jones, **HB 70**—"An Act Appropriating Money To Certain Fire Companies in The State of Delaware," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House and was ordered to the Senate for Concurrence.

On Motion of Mr. Lee, **HB 105**—"An Act Appropriating Money To The Delaware Society For The Prevention of Cruelty to Animals," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House and was ordered to the Senate for Concurrence.

Mr. King and Mr. Givan were appointed to the Committee to make arrangements to see the movie "Snake Pit" in accordance with **SCR 9**.

Mr. Bryan requested that Mr. Walsh's name be added as a co-sponsor to **HB 29**. There being no objections it was so ordered.

Requests that the following be stricken from the calendar were granted to Members as follows: **HB 114** by Warren.

Mr. Warren moved that the House adjourn until 9:00 A. M., Tues., Feb. 8, 1949. Motion prevailed.

21ST LEGISLATIVE DAY

House met pursuant to adjournment, Tues., Feb. 8, 9:10 A. M.

Prayer by Mr. Evans.

Members present—Messrs. Evans, Warren.—2.

Since a quorum was not present it was moved and seconded that the House adjourn until Feb. 9th, 1949 at 9:00 A. M. Motion prevailed.

22ND LEGISLATIVE DAY

House met pursuant to adjournment, Wed., Feb. 9, 9:10 A. M.

Prayer by Mr. Evans.

Members present—Messrs. Evans, Warren.—2.

Since a quorum was not present it was moved and seconded that the House adjourn until Feb. 10, 1949. Motion prevailed.

23RD LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Feb. 10, 9:10 A. M.

Prayer by Mr. Evans.

Members present—Messrs. Evans, Warren.—2.

Since a quorum was not present it was moved and seconded that the House adjourn until Feb. 11, 1949 at 11:00 A. M. Motion prevailed.

24TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., Feb. 11, 12:20 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker.—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved. Motion prevailed.

Communications: 1—Opposing **SB 54**; 4—Opposing **HB 29**; 1—For **HJR 4**. An invitation to French Gratitude Train Ceremonies. An invitation to "The Snake Pit" at the Capital Theatre, Dover.

The privilege of the floor was granted to former Senator Cliff Maul who invited the members on an excursion on behalf of the Delaware Bay Pilots Association.

Mr. Armstrong on behalf of the Committee on Passed Bills reported having delivered to the Governor for his approval the following: **HJR 1**, and **3**; **HCR 1, 2**, and **3**; and as approved by the Governor **HJR 1** and **HCR 2**.

Mr. Warren moved that the House recess until 2:15 P. M. Motion prevailed.

House met at expiration of recess at 2:40 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 134—"An Act to Amend Section 91 of Article 5 of Chapter 165 of The Revised Code of Delaware, 1935," by Sinclair; to Public Highways.

HB 135—"An Act to Amend Chapter 170, Volume 43, Laws of Delaware, 1941, Entitled 'An Act to Re-Incorporate the Town of Lewes' with Reference to The Annual Election and to The Qualifications of Electors," by Givan; to Municipal Corporations.

HB 136—"An Act Appropriating Moneys to Certain Hospitals in The State of Delaware," by Walsh; to Appropriations.

HB 137—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Relating to Relief of the Indigent Sick Resident in New Castle County," by Walsh; to Revised Statutes.

HB 138—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game with Reference to the Office of Director of Fish and Game Conservation," by Walsh; to Fish, Oysters and Game.

HB 139—"An Act Authorizing, Empowering and Directing The Levy Court of New Castle County to Refund Certain Overpayments of Taxes, in Connection with a Special Assessment Against Certain Lands for the Construction of a Road in Brandywine Hundred, New Castle County, Delaware Known as Hillside Road," by Jones; to Claims.

HB 140—"An Act to Impose Upon The State Highway Department The Duty to Clean and Maintain Ditches Into Which Water Flows From Highway Gutters or Drains in Sussex County, in Kent County and in Rural New Castle County," by Calhoun; to Public Highways.

HB 141—"An Act to Amend An Act Entitled 'An Act to Incorporate The Town of Houston,' Approved March 26, A. D. 1913, Being Chapter 240, Volume 27, Laws of Delaware, as Amended by an Act Approved March 7, A. D. 1929, Being Chapter 163, Volume 36, Laws of Delaware, by Increasing The Amount Which May Be Raised Yearly By Taxation," by Longbotham; to Municipal Corporations.

HB 142—"An Act Making An Appropriation to Delaware Commission For The Feeble Minded to Provide For The Erection and Equipment of Certain Buildings in Connection with the State Institution for Feeble Minded at Delaware Colony, And For The Equipment, Furnishing, Operation and Maintenance Thereof," by Marvel and Lawson; to Appropriations.

HB 143—"An Act to Amend Chapter 74 of The Revised Code of Delaware, 1935, Entitled 'Fish, Oysters and Game,' as Amended, with Respect to The Number of Game Lawful To Kill," by Kelton; to Fish, Oysters and Game.

HB 144—"An Act Providing For The Election of Board of School Trustees of Rose Hill-Minquadale School District," by McCullough; to Miscellaneous.

HB 145—"An Act Appropriating Monies for Delayed and Essential Repairs and Maintenance to Booker Washington and William Penn Schools. Public Schools in the New Castle Special School District," by McCullough; to Claims.

HB 146—"An Act To Amend Chapter 90, Article 3, of The Revised Code of Delaware, 1935, Relating to Child Labor; By Changing The Hours of Employment in Certain Cases," by Armstrong; to Miscellaneous.

HB 147—"An Act Authorizing The Levy Court of Sussex County to Appropriate County Monies to Delmar Fire Company for the Maintenance of an Ambulance During the Fiscal Years 1947 and 1948 and Annually Hereafter," by Spear; to Revised Statutes.

Mr. Warren introduced the following resolution which on his further motion was adopted: **HR 17**—"Authorizing Payments On Account To Attaches And Employees."

BE IT RESOLVED, That the Treasurer of the State of Delaware, be and he is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon the order of the Speaker of the House of Representatives, up to the sum of Two Hundred (\$200.00) Dollars to each attache of the House of Representatives as a part payment and compensation due such attache of the House of Representatives, and such payment or payments constituting a necessary expense of the Session.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolution, which was presented by the Chair, read and on further motion of Mr. Warren was adopted: **SCR 10**—"Providing For A Joint Session To Attend The Exercises Arranged In Commemoration Of The Birthday Anniversary Of Abraham Lincoln."

The chair declared a recess in order to attend the Joint Session.

JOINT SESSION

President asked the Speaker to sit on the rostrum.

Mr. Burkholder moved that the President of the Senate preside over the Joint Session of the two Houses. Motion carried.

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

President stated that if there was no other business before the Joint Session at that time, we would proceed with the program arranged in celebration of Lincoln's birthday.

President announced that first we would hear music by the mixed chorus of the Delaware State College.

President asked the Sgt-at-Arms to notify the chorus that the Joint Session was ready for them.

The Director of the Chorus announced the three selections would be as follows:

"I Can't Hear Nobody Pray."

"King Jesus Is A Listening."

"The Lord Bless You and Keep You."

The President of the Senate spoke as follows:

We are now honored to hear today from a man who a couple of days ago received us, the Members of the Legislature as his guest. He is known to us as a friend, a first-rate educator, a man who commands the respect of all, and we are deeply honored to have with us today to address us in celebration of Lincoln's birthday. Without more adieu, I am going to call on Dr. Carlson, the President of the University of Delaware.

Dr. Carlson delivered his address.

The President of the Senate then stated, "On behalf of the Members of the House and Senate, I would like to thank you for your magnificent address."

The President then stated that we hoped to hear again from the Delaware State College chorus.

The Director announced the chorus would sing a spiritual—"Honor, Honor."

Mrs. Davis moved that the Joint Session give a rising vote of thanks to Dr. Carlson and the Delaware State College Chorus. Motion carried.

Mr. Burkholder stated that he did not want to detract from Abraham Lincoln's birthday celebration, but wanted the

members of both Houses and their friends to know that this is the birthday of the President of the Senate.

Mr. Burkholder moved that the Chief Clerk of the House and the Secretary of the Senate compare their Journals.

The Secretary of the Senate informed the President that the Journals have been compared and they agree.

Mr. Burkholder moved that the Joint Session dissolve, and the members of the House and the members of the Senate re-assemble in their respective chambers. Motion carried.

The House met following the Joint Session at 3:30 P. M.

The Speaker announced he was about to sign **SB 20**.

Mr. Warren moved that the House adjourn until 12:00 noon Mon. Feb. 14, 1949. Motion prevailed.

25TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Feb. 14, 12:42 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal, and the journal be approved. Motion prevailed.

Communications: 1—for **HB 156**, 1—for **HB 123**, 1—for **HB 29**; 1—against **SB 161**, 4—against **HB 126**.

Mr. Warren moved that the House recess until 3:00 P. M. Motion prevailed.

House met at expiration of recess at 3:30 P. M.

The following bills were introduced, given first and second reading by title only, and referred to committee as follows:

HB 148—"An Act to Amend Article 1, Chapter 43 of the Revised Code of the State of Delaware, 1935, as Amended by Chapter 113, Volume 45, Laws of Delaware, 1945, Relating to The Levy Court of New Castle County and Providing for the Creation of Sanitary Districts for the Purpose of Providing for the Installation and Maintenance of Sewerage Systems and Treatment Plants in Whole or in Part, for the Issuing of Bonds to Finance The Cost of Such Improvements and Providing For The Assessment of Costs and Levying of Taxes for the Payment of Such Bonds and the Interest Thereon and for the Operation and Maintenance Costs of Such Sewerage Systems and Sewage Treatment Plants and Validating Acts and Proceedings Heretofore Done and Taken to Establish Sanitary Districts Pursuant to Such Act," by Holliday and Walsh; to Revised Statutes.

HB 149—"An Act to Reincorporate The Town of Frederica," by Paskey; to Municipal Corporations.

HB 150—"An Act to Amend Chapter 159, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name of "The Commissioners of Camden" to "The Town of Camden" and Establishing a Charter Therefor,' Relating to Power to Borrow Money and Issue Bonds," by Cool; to Municipal Corporations.

HB 151—"An Act to Amend Chapter 159, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name of "The Town Commissioners of Camden" to "The Town of Camden" and Establishing a Charter Therefor,' Relating to Power to Borrow Money and Issue Bonds," by Cool; to Municipal Corporations.

HB 152—"An Act to Amend Chapter 159, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name of "The Town Commissioners of Camden" to "The Town of Camden," and Establishing a Charter Therefor,' Relating to Floating Debt," by Cool; to Municipal Corporations.

HB 153—"An Act to Amend Chapter 159, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name of "The Town Commissioners of Camden" to "The Town of Camden" and Establishing a Charter Therefor,' by Providing For An Increase in the Limit of the Amount to be Raised by Taxation," by Cool; to Municipal Corporations.

HB 154—"An Act to Transfer Certain Funds to the Maintenance Account of Greenwood School District No. 91," by Collison; to Education.

HB 155—"An Act to Amend Chapter 82, of the Revised Code of Delaware, 1935, as Amended, Entitled 'Weights and Measures' by Requiring That Weights, Instruments or Devices Used to Weigh Merchandise Shall Be Visible to Both Merchant and Customer," by Donovan; to Revised Statutes.

HB 156—"An Act to Amend Chapter 113, Volume 32, Laws of Delaware (1921) Entitled 'An Act Providing For a Police Pension Fund For Members of The Police Force of The City of Wilmington,' as Amended, by Changing the Number of Years of Service Required For a Pension," by Bruno; to Revised Statutes.

HB 157—"An Act Providing For The Election of the Board of Education of New Castle Special School District in New Castle County," by McCullough to Revised Statutes.

HB 158—"An Act to Amend Chapter 51 of the Revised Code of Delaware, 1935, Relating to Constables and Providing for Additional Police for New Castle Hundred," by McCullough; to Judiciary and Crime.

HB 159—"An Act Making a Deficiency Appropriation for Lewes Special School District"; by Givan, to Claims.

HB 160—"An Act to Amend Chapter 71 of The Revised Code of Delaware, 1935, Relating to The Closing of One-room Schools," by Sinclair; to Claims.

HB 161—"An Act to Repeal An Act Entitled, 'An Act Creating a Board of Trustees To Manage and Control The Prison,

Prison Farm, Courthouse and Courthouse Annex of Sussex County; Providing for The Appointment of Members of the Board, Their Terms of Office, Qualifications and Expenses, Their Powers and Duties; Providing for The Payment of The Expense of Such Management and Control By The Levy Court of Sussex County; Providing For The Custody, Care, Control, Labor and Compensation of Prisoners in Said Prison; and Providing For a System of Bookkeeping and Inventory of Property,' Being Chapter 217, Volume 43, Laws of Delaware, 1941; and Conferring Upon The Levy Court of Sussex County All The Jurisdiction, Powers and Duties Heretofore Exercised By or Vested in The Board of Trustees of Sussex County; Providing for Custody, Care and Control of Prisoners," by O'Neal; to Revised Statutes.

Mr. Bryan introduced the following resolution which on his further motion was adopted: **HCR 5**—"Making An Appropriation For Postage Stamps And Other Supplies For The 115th General Assembly."

Mr. Cochran introduced the following resolution which on his further motion was adopted: **HCR 6**—"Relating to Observance of National Security Week."

Mr. Carey moved that **HB 41** be recommitted. Motion prevailed.

Mr. Bryan was asked by the Speaker to investigate the possibility of consolidating the mailing of the House and Senate Calendars in one envelope when possible to save the cost of duplicate postage and envelopes.

Mr. Warren moved that the House adjourn until 12:00 noon Tues., Feb. 15, 1949. Motion prevailed.

26TH LEGISLATIVE DAY

House met pursuant to adjournment, Tues., Feb. 15, 1949, 12:25 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Communications: 4 for **HB 126**, 1 for **HB 69**, 1 for **HB 76**, 1 for **HB 27**, 1 for **HB 28**, 1 for **HB 42**, 1 for **HB 9**, 1 for **SJR 2**, 1 for **SB 35**, 1 for **SB 28**, 1 for **SB 49**, 1 for **SB 50**, 1 for **SB 51**, 1 for **SB 52**, 1 for **SB 53**, 1 for **SB 4**; 2 against **HB 75**, 1 against **SB 73**, 2 against **HB 29**, 1 against **SB 1**, 1 against **SB 92**, 1 against **HB 54**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 139, 159** by Claims; **HB 134, 140** by Public Highways; **HB 156** by Revised Statutes.

Mr. Bryan submitted the following report:

MINUTES OF MEETING OF THE PRINTING COMMITTEE OF THE HOUSE OF REPRESENTATIVES HELD IN THE LEGISLATIVE BUILDING ON FEBRUARY 11, 1949.

A meeting of the Printing Committee of the House of Representatives was held in the Legislative Building on the afternoon of February 11, 1949 to open bids for the furnishing of two file cabinets and two ditto or duplicating machines.

All the members of the Committee appeared at the meeting, as follows: Messrs. Bryan, Chairman, Jones, Donovan, Collison, Paskey.

Mr. Bryan presided at the meeting, and Mr. Jones was elected Secretary.

After viewing demonstrations of the work done on the two types of ditto machines for which bids were submitted, the bids of various business concerns were opened. Chairman Bryan first stated that an announcement had been made on the floor of the House that bidders were requested to furnish bids, and also that various concerns known to furnish the articles needed were contacted individually.

For the ditto machines or duplicators, the bids were as follows:

George D. Hanby Co., 805 Shipley St.,
Wilmington 7, Delaware

2 #EL 47 Electric Duplicators, same as the
one on trial in Legislative Reference Bureau
office, \$329.50 each net\$ 659.00

Matthews Brothers Incorporated, 105 W. 9th St.
Wilmington 99, Delaware

2 electric "Ditto" Machines, Model 9D44A.,
\$525.00 1,050.00

The bids submitted for two file cabinets are as follows:

George D. Hanby Co., 805 Shipley St.
Wilmington 7, Delaware

2 four drawer steel legal size files, green, \$80.50
each less 15%\$136.25
\$10.00 per case additional with locks

Matthews Brothers Incorporated, 105 W. 9th St.
Wilmington 99, Delaware

2 four-drawer Green Steel Legal Size Filing
Cabinets with automatic key locking device to
lock all four drawers. \$79.00 each, less 15%
—\$11.85—\$67.15 each 134.50

Hugh A. George Co., 905 Shipley St.
Wilmington 99, Delaware

2 #2406L Legal Size Y & E 4-drawer Files,
either Grey or Green, 50 $\frac{3}{4}$ " high, A grade con-
struction, f.o.b. Dover, Delaware, \$77.35 each... 154.70

LoMar Shop, Seaford, Delaware

2 steel cabinets, legal size, with locks, four-
drawer, green, \$80.00 each 160.00

Capitol Fire Equipment Co., Inc.

18 N. Governors Ave., Dover, Delaware

2 All metal Suspension type Lyons legal size
filing cabinets. Delivered \$65.90 each 131.80

After the opening of all bids in the presence of the full Committee, it was moved by Mr. Jones that the bid of George D. Hanby Co. for one electric duplicator at \$329.50 be accepted, and that the bid for Matthews Brothers Incorporated for one electric ditto machine, Model 9D44A at \$525.00 be accepted. This motion was seconded by Mr. Collison.

Mr. Jones explained that if one machine of apparently better grade was purchased in addition to the duplicator, that there would be an opportunity at this Session by use of the two machines to demonstrate the type that would prove of greatest service in the Legislative work. There being no further discussion, the motion was adopted unanimously.

It was moved by Mr. Collison and seconded by Mr. Paskey that the bid of Capitol Fire Equipment Co., Inc. for two all metal Suspension type Lyons legal size filing cabinets at \$65.90 each or a total of \$131.80 be accepted, the bid of said company being the lowest bid submitted for filing cases.

It was decided that the Chairman notify the successful bidders to furnish the material at the earliest practicable date.

There being no further business, the meeting on motion adjourned.

F. ALBERT JONES, Secretary

The above report is hereby approved: Messrs. Bryan, Chairman, Jones, Donovan, Collison, Paskey.

Mr. Warren moved that the House recess until 3:00 P. M. Motion prevailed.

House met at expiration of recess at 3:20 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 162—"An Act to Amend Chapter 165 of The Revised Code of Delaware, 1935, as Amended, Requiring Motor Vehicles to Stop At Highways," by Warren; to Public Highways.

HB 163—"An Act Agreeing To The Proposed Amendment to Section 15 of Article II of The Constitution of The State of Delaware, Relating to The Compensation of the Members and

Presiding Officers of The General Assembly," by Warren; to Revised Statutes.

HB 164—"An Act Proposing An Amendment to Article VIII of The Constitution of The State of Delaware Relating To The Borrowing of Money or The Creation of Debt by or On Behalf of The State of Delaware. by Warren; to Revised Statutes.

HB 165—"An Act to Amend Chapter 165 of The Revised Code of Delaware, 1935, Relating to Occupants of Motor Vehicles and Motorcycles," by Warren; to Public Highways.

HB 166—"An Act to Amend Chapter 183 of Volume 22, Laws of Delaware, as Amended, the Same Being Entitled 'An Act to Incorporate The Town of Greenwood,' by Defining, Limiting and Extending The Duties, Terms of Office and Powers of The Commissioners and Other Officers of Said Town," by Collison; to Municipal Corporations.

HB 167—"An Act to Amend Chapter 45 of The Revised Code of Delaware, 1935, as Amended, Entitled 'County Treasurers and Collection of Taxes,' By The Repeal of 1391. Sec. 51. Thereof and By Substituting in Lieu Thereof a New Section To Be Known as 1391. Sec. 51. In Relation to Pawnbrokers and Junk Dealers," by Walsh; to Revised Statutes.

HB 168—"An Act to Amend Chapter 45 of The Revised Code of Delaware, 1935, as Amended, Entitled 'County Treasurers and Collection of Taxes,' by The Repeal of 1386. Sec. 46. Thereof and By Substituting in Lieu Thereof a New Section to Be Known as 1386. Sec. 46. in Relation to Pawnbrokers and Junk Dealers," by Walsh; to Revised Statutes.

HB 169—"An Act to Amend Chapter 45 of The Revised Code of Delaware, 1935. as Amended, Entitled 'County Treasurers and Collection of Taxes,' by The Repeal of 1392. Sec. 52. Thereof and By Substituting in Lieu Thereof a New Section to be Known as 1392. Sec. 52. in Relation to Pawnbrokers and Junk Dealers," by Walsh; to Revised Statutes.

HB 170—"An Act Making An Appropriation to The State Board of Agriculture For The Vaccination of Calves and Testing of Cattle For Bang's Disease Under the Provisions of Chapter 264, Volume 46, Laws of Delaware, 1947," by Paskey; to Agriculture.

HB 171—"An Act to Amend Chapter 189, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name of 'The Commissioners of Wyoming' to the 'Town of Wyoming and Establishing a Charter Therefor,' by Providing For An Increase in The Limit of The Amount to be Raised By Taxation," by Cool; to Municipal Corporations.

HB 172—"An Act to Amend Chapter 189, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name of "The Commissioners of Wyoming" to "The Town of Wyoming" and Establishing a Charter Therefor,' Relating to Power to Borrow Money and Issue Bonds," by Cool; to Municipal Corporations.

HB 173—"An Act to Amend Chapter 189, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name

of "The Commissioners of Wyoming" to "The Town of Wyoming" and Establishing a Charter Therefor,' Relating to Floating Debt," by Cool; to Municipal Corporations.

HB 174—"An Act to Amend Chapter 189, Volume 43, Laws of Delaware, Entitled 'An Act Changing The Corporate Name of "The Commissioners of Wyoming" to "The Town of Wyoming" and Establishing a Charter Therefor,' Relating to Power to Borrow Money and Issue Bonds," by Cool; to Municipal Corporations.

HB 175—"An Act to Provide For Protecting The Beach or Strand Opposite, In Front Of, or Near The Town of Lewes, Along The Delaware Bay Shore, in Sussex County, Delaware, From Erosion," by Givan; to Appropriations.

HB 176—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1945, With Reference To Pension Benefits," by Bryan; to Revised Statutes..

HB 177—"An Act to Amend Chapter 165 of The Revised Code of Delaware, 1935, by Providing For The Identification of School Busses and For a Device To Indicate When a School Bus is Stopped For The Purpose of Receiving or Discharging School Children, Providing For The Duty of The Driver of a Vehicle Meeting or Overtaking a School Bus, and Providing For The Erection of Signs by the State Highway Department," by Carey and Cool; to Public Highways.

HB 178—"An Act to Amend Chapter 104 of The Revised Code of Delaware, 1935, Relating to Penalties For Permitting Livestock To Run At Large," by Walsh; to Public Highways.

HB 179—"An Act to Amend Chapter 152 of The Revised Code of Delaware, 1935, Relating to Making False Reports To Police Officers," by Bryan; to Judiciary and Crime.

HB 180—"An Act to Amend Chapter 79 of the Revised Code of Delaware, 1935, Relating to Mortgages on Chattels and Crops; Providing For Mortgages on Chattels of Any Kind Including Livestock, Poultry, Farm Machinery, Farm Equipment and Crops Grown, Growing or to be Grown; Providing for The Filing, Docketing and Indexing Thereof in Recorder's Office and The Effect Thereof; Prescribing Fees, Regulating Assignment, Release, Satisfaction and Extension of the Liens of Such Mortgages; Prescribing Methods of Foreclosure, Defining Defaults and Violations and Fixing Penalties, and Repealing Articles 2, 10 and 11 of the said Chapters," by Warren; to Revised Statutes.

HB 181—"An Act Making An Appropriation To The State Soil Conservation Commission for The Purchase of Heavy Earth Moving Machinery and Other Equipment Needed in The Soil Conservation Work of The State, Making Provision For The Repayment Thereof, and Designating The Boards of Soil District Supervisors to Oversee The Use of Said Equipment and Machinery," by Lawson; to Agriculture.

HB 182—"An Act Appropriating Certain Monies For The Support and Maintenance of The District Library Commissions of The State of Delaware," by Lawson; to Appropriations.

HB 183—"An Act Appropriating Certain Money to Palmer Home, Incorporated," by Warren; to Appropriations.

Mr. Bryan introduced the following resolution which on his further motion was adopted: **HCR 7**—"Accepting The Lowest Responsible Bids For Electric Ditto Or Duplicating Machines and File Cases Required By The General Assembly, And Purchased, As Directed By House Joint Resolutions Numbers 1 And 3, And Making An Appropriation For Payment."

Mr. Lawson introduced: **HCR 8**—"Authorizing The State Building And Grounds Commission To View Properties And Make Recommendations With Respect To A Residence For The Governor of Delaware," which was read and on motion of Mr. Lawson, was deferred.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolution which was presented by the Chair, read, and on further motion of Mr. Warren adopted: **SCR 11**—"Expressing Appreciation To Those Who Assisted In The Program Commemorating The Birthday of Abraham Lincoln."

On Motion of Mr. Cool, **HB 27**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, Relating to the Length of a School Term," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs, Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

Absent—Mr. Sinclair—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Cool, **HB 34**—"An Act to Amend Chapter 68, Volume 46, Laws of Delaware, 1947, With Respect to Vocational Rehabilitation," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holiday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

Absent—Mr. Sinclair.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Bryan, **HB 66**—"An Act to Amend Chapter 149 of The Revised Code of Delaware, 1935, Relating to the Offense of Toying With a Female Child Under The Age of Sixteen Years by Omitting the Word 'Female'; by Making the Penalty Discretionary Rather Than Mandatory," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" The yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

Absent—Mr. Sinclair—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House and was ordered to the Senate for Concurrence.

On Motion of Mr. Warren, **HB 99**—"An Act Authorizing The Levy Court of Kent County to Appropriate County Monies For The Control of Diseases of Hogs in Kent County," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

Absent—Mr. Sinclair—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On Motion of Mr. Bryan, **SB 24**—"An Act to Amend Chapter 6 of Volume 46, Laws of Delaware, 1947, with Respect to the Awarding of Contracts for Printing Needs of the General Assembly," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno,

Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

Absent—Mr. Sinclair—1.

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

Mr. Warren moved that the House adjourn until 9:00 A. M., Wed., Feb. 16, 1949. Motion prevailed.

27TH LEGISLATIVE DAY

House met pursuant to adjournment, Wed., Feb. 16, 9:00 A. M.

Prayer by Mr. Evans.

Members present—Messrs. Evans, Warren—2.

Since a quorum was not present it was moved and seconded that the House adjourn until 9:00, Thurs., Feb. 17, 1949. Motion prevailed.

28TH LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Feb. 17, 9:00 A. M.

Prayer by Dr. Benger.

Members present—Messrs. Benger, Warren—2.

Since a quorum was not present it was moved and seconded that the House adjourn until 12:00 noon, Fri., Feb. 17, 1949. Motion prevailed.

29TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., Feb. 18, 12:30 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Communications: 1 for **SB 161**, 6 for **HB 126**, 1 for **HB 64**, 3 for **HB 28**, 2 for **HB 29**, 1 for **HB 41**, 1 for **HB 27**, 2 for **HB 28**,

1 for **SB 55**, 1 for **SB 9**, 1 for **SB 35**, 1 for **SB 49**, 1 for **SB 50**, 1 for **SB 51**, 1 for **SB 28**, 1 for **SB 30**, 1 for **SB 4**, 1 for **SJR 2**, 1 for **HB 123**, 2 for **HB 54**; 1 against **SB 6**, 1 against **HB 63**, 1 against **HB 120**, 1 against **HB 89**, 1 against **HB 86**, 1 against **SB 54**; 1 for new school at Harrington, Delaware; 1 against Communistic influences.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 163** by Revised Statutes.

Mr. Warren moved that the House recess until 2:00 P. M. Motion prevailed.

House met at expiration of recess at 2:50 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 184—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Relating to The Operation of Motor Vehicles by Persons While Under The Influence of Intoxicating Liquor or Drugs," by Warren; to Public Highways.

HB 185—"An Act to Amend Chapter 150 of the Revised Code of Delaware, 1935, Relating to "Peeping Toms," by Warren; to Miscellaneous.

HB 186—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Relating To Overtaking and Passing School Buses," by Warren; to Public Highways.

HB 187—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Relating to The Registration of Motor Vehicles," by Warren; to Public Highways.

HB 188—"An Act to Amend An Act Entitled 'An Act In Relation To Trapping and Taking of Raccoons in New Castle County,' Being Chapter 180 of Volume 46, Laws of Delaware, 1947," by Holliday; to Fish, Oysters and Game.

HB 189—"An Act Forbidding Any Person Not a Law Enforcement Officer From Representing Himself as a Law Enforcement Officer," by Walsh; to Judiciary and Crime.

HB 190—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, Relating to The Levy Court of New Castle County and Providing For An Increase in the Limit of the Total Tax Rate in Said County," by Walsh; to Revenue and Taxation.

HB 191—"An Act to Amend Article 6, Chapter 21, of The Revised Code of Delaware, 1935, Relating to Anti-Hog Cholera Serum by Appropriating Money to The State Board of Agriculture to be Used For Anti-Hog Cholera Serum and Virus and Making Provisions for Its Distribution," by King and Lawson; to Agriculture.

HB 192—"An Act Making An Appropriation To The State Board of Education For Reallocation to Lord Baltimore School District No. 28, in Lieu of, and Not in Addition to The Sum Intended to Be Appropriated in Chapter 171, Volume 46, Laws of

Delaware, 1947, Authorizing a Bond Issue to Provide The State Appropriation, and Amending 2719. Sec. 97, Chapter 71, Revised Code of Delaware, 1935, to Validate The Bonds Issued by Lord Baltimore School District No. 28 in Order to Make Available The Local Share of Said School District Required by said Chapter 171, Volume 46, Laws of Delaware, 1947," by Calhoun; to Education.

HB 193—"An Act to Transfer Certain Funds To The Maintenance Account of Eden School District No. 101. in New Castle County," by McCullough; to Claims.

HB 194—"An Act to Amend Chapter 158, Volume 36, Laws of Delaware, Entitled 'An Act Changing The Name of "The Town of Dover" To "The City of Dover" as Amended, and Establishing a Charter Therefor,' By Evans; to Municipal Corporations.

HB 195—"An Act to Amend Chapter 158, Volume 36, Laws of Delaware, Entitled 'An Act Changing The Name of "The Town of Dover" to "The City of Dover" and Establishing a Charter Therefor, as Amended,' by Evans; to Municipal Corporations.

HB 196—"An Act Authorizing 'The City of Dover' to Borrow Five Hundred Thousand Dollars and to Issue Bonds Therefor For The Purpose of The General Improvement of The Water and Electrical Plant of 'The City of Dover,' by Evans; to Municipal Corporations.

HB 197—"An Act to Amend Chapter 158, Volume 36, Laws of Delaware, Entitled 'An Act Changing The Name of "The Town of Dover" to "The City of Dover" and Establishing a Charter Therefor, as Amended,' by Evans; to Municipal Corporations.

HB 198—"An Act in Relation To Trapping and Taking Racoons in Kent County," by Blendt; to Fish, Oysters and Game.

HB 199—"An Act to Amend Chapter 76 of The Revised Code of Delaware, 1935, as Amended, Relating to Insane, Providing For The Transfer of All Epileptic and Bedridden Cases From The Delaware Training School For The Feeble-minded To The Delaware State Health and Welfare Center," by Marvel; to Miscellaneous.

HB 200—"An Act Making An Appropriation To The Delaware Commission of Shell Fisheries For The State's Share of the Initial Costs of the Improvement of The Indian River and Bay in Sussex County, and Authorizing and Empowering the Said Commission to Act as The Agency of the State of Delaware to do All Things Necessary to Comply With The Requirements of The United States Government Relative to The State's Contribution to Said Improvements," by Lawson; to Revised Statutes.

HB 201—"An Act Appropriating Certain Moneys to The State Soil Conservation Commission for The Drainage of Tax Ditches in Sussex County," by Lawson; to Revised Statutes.

HB 202—"An Act Authorizing The Levy Court of Sussex County to Make Available to The Board of Soil District Supervisors of The Soil Conservation District of Sussex County Cer-

tain Funds for the Employment of a Manager of Operations," by Lawson; to Revised Statutes.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 2, 3, 12, 16, 17, 56, 70, 105**, and returned the same to the House.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills and resolutions, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 2—"An Act Making an Appropriation to the State Police Pension Board for the Purpose of Carrying out the Provisions of Law Relating to State Police Pensions," to Appropriations.

SB 15—"An Act to Amend Chapter 66 of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Banks, Savings Societies and Trust Companies' with Respect to the Safekeeping of the Securities Deposited with the State Bank Commissioner," to Banking and Insurance.

SB 18—"An Act to Amend Chapter 78 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Negotiable Instruments' with Respect to Saturday Optional Legal Bank Holiday in the State of Delaware," to Banking Insurance.

SB 78—"An Act Appropriating Certain Monies to the University of Delaware for the Purpose of Establishing and Maintaining a Short Course in Agriculture and Horticulture at the University of Delaware," to Appropriations.

SJR 4—"Appointing Directors on the Part of the State for the Farmers Bank of the State of Delaware," to Banking and Insurance.

On Motion of Mr. Bruno, **HB 156** was taken up for consideration and read a third time, by paragraphs in order to pass the House.

Dr. Benger delivered the following, which subsequently, he requested be printed in the journal and provided the Clerk with a written copy:

Speaker Lawson, early in the session, announced his desire to have the Committees of the House assemble for active consideration of bills referred to them. This decision seemed to be welcomed by many of the Representatives and committee meetings have been useful in several instances. The Wilmington Police Pension Bill **HB 156**, introduced by Mr. Bruno was not discussed in a meeting of the committee to which it was referred and as a result I have had no opportunity to learn the views of other members of the committee nor to express my own views or ask questions of the committee members assembled. I am, therefore, unaware of the reasoning of those members who signed this bill out of committee. In the absence of such information I have acted on my own information in refusing to sign the report.

My point of view on the bill involves a broad consideration

of the trend on pensions for various classifications of public employees.

I am told that Wilmington Firemen and the State Police are permitted to retire on pension after twenty years of service and this precedent is the principal argument I have heard for pensioning the Wilmington City Police after twenty years of service. I know nothing of the arguments presented for allowing the Wilmington Firemen and the State Police to retire after this amount of service, but I believe that a move toward shortening the necessary service before pensioning public employees should be considered carefully.

If a man is taken into the Wilmington Police force at the age of 25, he would under the terms of **HB 156** be eligible for pension and retirement at 45. If hired at 21, he could retire at 41. I doubt that it is in the public interest for a municipality or the State to retire and pension employees at so early an age as 41 or 45. I believe in the provision that enables a disabled man to retire on pension after fifteen years of service or more, but I question the advisability of retiring able-bodied men in their forties after twenty years of service.

We have a bill presented to this assembly for reducing the service requirement and age limit for State employees pensions and the enactment of that bill, the Wilmington Police bill and perhaps others would be establishing precedents for bringing all classes of public employees to the same early age and short service requirements.

I do not believe the interests of the Employees, the municipalities, or the State are served by retiring and pensioning men in the prime of life.

On Motion of Dr. Bengier to defer action on **HB 156**, the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

Absent—Mr. Cordrey—1.

So the question was decided in the affirmative and the action was deferred.

On Motion of Mr. Givan, **HB 159**—"An Act Making a Deficiency Appropriation For Lewes Special School District," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the Bill pass the House?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

Absent—Mr. Cordrey—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

The Speaker announced he was about to sign **HB 2, 3, 12, 16, 17, 56, 70, 105.**

The Speaker administered the Employee's Oath* to William H. Harmon, as Assistant Telephone Messenger.

Mr. Warren moved that the House adjourn until 12:00 noon Mon., Feb. 21, 1949. Motion prevailed.

30TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Feb. 21, 12:45 P. M.

Prayer by the Chaplain, Rev. Wright.

Members present—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

The Clerk proceeded to read the journal of the previous session when Mr. Holliday moved that so much be considered the reading of the journal and the journal be approved as read. Motion prevailed.

Communications: 3 for **HB 123**, 2 for **HB 126**, 1 for **HB 120**; 2 against **HB 75**, 1 against **SB 161**, 1 against **HB 29**; Kruse School urging members to listen to Radio Program.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SJR 4**; **SB 15, 18** by Insurance and Banking; **HB 170** and **191** by Agriculture; **HB 148, 155**; **HJR 2** by Revised Statutes.

The Committee on Passed Bills reported as approved by the Governor: **HJR 1, 3**; **HCR 3.**

Mr. Warren moved that the House recess until 3:00 P. M. Motion prevailed.

House met at expiration of recess at 3:35 P. M.

The following bills and resolutions were introduced, given first and second reading by title only, and referred to committee as follows:

HB 203—"An Act Authorizing The Levy Court of New Castle Couny to Pay All Its Employees on The Day Preceding a Holiday, Saturday or Sunday," by Lee; to Miscellaneous.

HB 204—"An Act to Prohibit Any Person Other Than The Person Making a Sale or Sales From Demanding a Commission on Said Sale or Sales," by Holliday; to Judiciary and Crime.

*For form, see First Legislative Day.

HB 205—"An Act to Amend Chapter 44, of The Revised Code of Delaware, 1935, as Amended, by Exempting From Assessment and Taxation Property of Non-Profit Corporations, Without Capital Stock, Organized for the Purpose of Rendering Service, Without Recompense and for Charity, to Scientific, Literary and Educational Ends of the State of Delaware," by Bryan; to Revised Statutes.

HB 206—"An Act Creating a Centralized Department of Labor and Industrial Relations to Administer the Labor Laws of Delaware, in Charge of a Commissioner of Labor and Industrial Relations, Transferring the Industrial Accident Board, the Unemployment Compensation Commission and the Board of Boiler Rules to the Department of Labor and Industrial Relations; Abolishing the Labor Commission of Delaware and Transferring Its Functions to the Department of Labor and Industrial Relations; Prescribing Additional Powers of the Said Commissioner to Regulate Safety and Health in Employment and Imposing Duties on Employers With Respect Thereto and With Respect to Record Keeping; Defining Powers of the Said Commission Respecting the Settlement of Industrial Disputes, Collecting Wage Claims, and Inspection and Investigation; Repealing Chapter 38, Revised Code of Delaware, 1935; And For Other Purposes," by McCullough; to Labor.

HB 207—"An Act To Further Amend Chapter 6 of the Revised Code of The State of Delaware of 1935, Relating to Occupational Licenses," by Armstrong; to Revised Statutes.

HB 208—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, to Provide for the Regulation of Trackless Trolley Coach Operators," by Armstrong; to Revised Statutes.

HB 209—"An Act Providing for the Purchase, Installation, and Maintenance of a Radio in All Ambulances Owned by and Operated by Volunteer Fire Companies and the One Owned and Operated by David Harrison Post American Legion; to Establish a System of Communication Between said Ambulances and the State Highway Police Department," by Jones and King; to Miscellaneous.

HB 210—"An Act to Amend Chapter 74, Revised Code of Delaware, 1935, as Amended, by Removing Legal Protection From Red Foxes in Sussex County, so that in that County They May Be Killed At Any Time," by Calhoun; to Fish, Oysters & game.

HB 211—"An Act Extending The Corporate Limits of The Town of Wyoming," by Cool; to Municipal Corporations.

HB 212—"An Act to Appropriate Money For Uniform Allowance of the Officers of the Delaware National Guard." by Kelton; to Military Affairs.

HB 213—"An Act Appropriating Certain Money for the Construction of a Caretaker's Residence at the New Castle State Rifle Range," by Kelton; to Miscellaneous.

HB 214—"An Act to Amend Chapter 165 of the Revised