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STATE OF DELAWARE



JOURNAL OF THE STATE SENATE

AT A SESSION OF THE
GENERAL ASSEMBLY

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

1957

OFFICERS AND MEMBERS OF THE STATE SENATE

President
DAVID P. BUCKSON

President Pro Tem
CURTIS W. STEEN

Secretary of the Senate
THOMAS F. BAYARD, III

Assistant Secretary to Senate
MARY F. DAVID

Secretary to the President
RUTH E. POTTER

Secretary to the President Pro Tem
ANN PEDEN

Secretary to Majority Leader
DOLORES LAWRIE

Reading Clerk
MARY ELLEN ROBINSON

Assistant Reading Clerk
GEORGE F. SCHLOR

Accountant to Joint Finance Committee
HUBERT KENNEY

Chaplains
RAY W. KIRWAN
CHARLES W. SPRY
CLIFFORD L. BRAIN

Attorneys
ROBERT H. WAHL
ROBERT THOMPSON, JR.

Attorneys' Messengers
ANDREW W. COCHRAN, JR.
MARY CANDELORE

Telephone Messengers
THOMAS R. TAYLOR
FRANK WEBB
RICHARD WILSON

Cloak Room Attendants
WILLIE HOLMES
C. RODNEY COMEGYS
WILSON BAILEY

Supply Clerk
VIVIAN HAGGERTY

Assistant Supply Clerks
WILHELMINA A. McBRIDE
NORA DONOVAN

Sergeants-at-Arms
PAUL G. SPEAR
MATTHEW DONOHUE
J. WESLEY WALLS, JR.
CHESTER WILSON
ELBERT LYNCH
WILLIAM POORE
DAVID H. ROBBINS
EDGAR KATES

Multilith Machine Operators
JAMES A. MULLIN
GEORGE L. EVERETT

Clerk
MARY S. ESKRIDGE

Document Clerk
RICHARD A. BRIGHT

Mall Room Supervisor
LORETTA CLARK

Mail Clerks
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Pages
EDGAR PIERSON
HAROLD W. HUDSON
ROWLAND WALKER
GLANCEY JENKINS
LLOYD H. HICKMAN

Stenographer
LULA KEMPSTON

Attorneys' Secretaries
BEATRICE V. HUBBARD
ETHEL E. QUILLEN

Bill Clerk
LEON BACON

Assistant Bill Clerk
CLARA CONLEY
DORA M. FURNISS
ELIZABETH SMIDT

Secretaries
BARBARA HOLTON

MEMBERS OF THE SENATE New Castle County

Dist.

1	EUGENE LAMMOT	802 W. Twentieth Street, Wilmington
2	JOHN E. REILLY, SR.	436 S. Heald Street, Wilmington
3	ELWOOD F. MELSON, JR.	Claymont
4	WILMER F. WILLIAMS	Roselle, Wilmington 5
5	CALVIN R. McCULLOUGH	Holloway Terrace, New Castle
6	JACOB A. CORRELL	Newark
7	CLIFFORD PRYOR	Blackbird

Kent County

1	WILLIAM B. BEHEN	E. Lookerman Street, Dover
2	ALLEN J. COOK	Hartly
3	S. W. HARRISON	Wyoming
4	PETER NECHAY	Willow Grove
5	JESTER A. GRAY	Frederica

Sussex County

1	WALTER J. HOEY	Milford
2	EARLE M. TULL	Seaford
3	CURTIS W. STEEN	Dagsboro
4	LEMUEL H. HICKMAN	Frankford
5	THOMAS L. JOHNSON	Rehoboth Beach

119TH GENERAL ASSEMBLY

1ST LEGISLATIVE DAY

DOVER, DELAWARE

JANUARY 1, 1957

Pursuant to Section 4, Article 2, of the Constitution of the State of Delaware, the Senate convened in the 119th regular biennial session, Tuesday, January 1, 1957, at 12:15 P. M., Lieutenant-Governor John W. Rollins presiding.

Prayer by the Rev. Ray W. Kirwan: Eternal God, our heavenly Father, Who art from everlasting to everlasting and for Whom a thousand years are but as yesterday, when it is past, we enter upon another year, confident that Thy love and mercy, which has sustained us in the years of the past will abide with us still, and grateful to Thee for all the blessings Thou hast bestowed upon us. Grant us the continuing sense of Thy presence with us as we travel the unseen road before us, for we know that Thou dost know the end from the beginning and that Thy guiding hand can lead us safely through all of life's varied experiences. Give us humble hearts that we may be submissive to Thy will. Bless, we pray Thee today, all who are entrusted with the responsibilities of Government—local, state and national, that they may be endued with wisdom, courage and strength to meet the challenging demands of the day in which we live. Keep us in the way Thou wouldst have us go that when we come to the end of this life that is reckoned in terms of years we may enter that life which is eternal. In the name of the Blessed Christ, we ask it. Amen.

Members present—Messrs. Behen, Cook, Correll, Harrison, Hickman, Hoey, Johnson, Lammot, McCullough, Melson, Nechay, Paradee, Pryor, Reilly, Steen, Tull, Williams—17.

Members absent—None.

Upon motion of Mr. John E. Reilly, Sr., Thomas F. Bayard, 3rd, was appointed Temporary Secretary of the Senate.

On motion of Mr. John E. Reilly, Sr., the Temporary Secretary called the roll of the holdover members of the Senate.

The following answer present on roll call: Messrs. Behen, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Steen—10.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 1**—"In Reference to Senate Rules."

BE IT RESOLVED, by the Senate, that the rules of the Senate, together with the Rules of the Senate governing the Executive Sessions adopted by the regular session of the 118th General Assembly, be and they hereby are adopted as the temporary rules for governing this Session of the Senate.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 2**—"Informing the Judges That the Senate is Ready to Receive the Certificates of Election of the Senators-Elect."

BE IT RESOLVED, by the Senate, that a Committee of Two be appointed by the Presiding Officer to inform the Judges that the Senate is ready to receive the Certificates of Election of the Senators-Elect.

Pursuant to **SR 2** the said certificates were presented and the Chair appointed Messrs. Johnson and Steen to the Committee. The Committee retired and upon its return to the Senate reported that all certificates were received for the **SECOND, FOURTH and SIXTH** Senatorial Districts of New Castle County; the **SECOND and FOURTH** Senatorial Districts of Kent County; the **SECOND and FOURTH** Senatorial Districts of Sussex County.

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 fifty-six, for New Castle County, according to the Constitution and Laws of the State of Delaware, **JOHN E. REILLY, SR.**, was duly elected Senator for Senatorial District Number Two 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, Caleb R. Layton, 3rd and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this eighth day of November, A. D. 1956.

(Seal)

Frank L. Speakman, In lieu of President Judge
Caleb R. Layton, 3rd, 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 fifty-six, for New Castle County, according to the Constitution and Laws of the State of Delaware, **WILMER F. WILLIAMS** was duly elected Senator for Senatorial District Number Four in said County in the General Assembly; which is manifest by calcu-

lating 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, Caleb R. Layton, 3rd and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this eighth day of November, A. D. 1956.

(Seal)

Frank L. Speakman, In lieu of President Judge
Caleb R. Layton, 3rd, 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 fifty-six, for New Castle County, according to the Constitution and Laws of the State of Delaware, JACOB A. CORRELL was duly elected Senator for Senatorial District Number Six 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, Caleb R. Layton, 3rd and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this eighth day of November, A. D. 1956.

(Seal)

Frank L. Speakman, In lieu of President Judge
Caleb R. Layton, 3rd, 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 fifty-six for Kent County, according to the Constitution and Laws of the State of Delaware, ALLEN J. COOK was duly elected Senator for the Second Senatorial 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, Collins J. Seitz, 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 8th day of November, A. D. 1956.

(Seal)

Collins J. Seitz, Chancellor

Charles L. Terry, Jr., 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 fifty-six for Kent County, according to the Constitution and Laws of the State of Delaware, PETER NECHAY was duly elected Senator for the Fourth Senatorial 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, Collins J. Seitz, 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 8th day of November, A. D. 1956.

(Seal)

Collins J. Seitz, 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 fifty-six, for Sussex County, according to the Constitution and Laws of the State of Delaware, EARLE M. TULL was duly elected Senator for Senatorial District Number Two 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, Daniel L. Herrmann 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 Eighth day of November, A. D., 1956.

(Seal)

Daniel L. Herrmann, Associate Judge
James B. Carey, 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 fifty-six, for Sussex County, according to the Constitution and Laws of the State of Delaware, LEMUEL H. HICKMAN was duly elected Senator for Senatorial District Number Four in said County in General Assembly; which is manifest by calculating and culating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel L. Herrmann 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 Eighth day of November, A. D., 1956.

(Seal)

Daniel L. Herrmann, Associate Judge
James B. Carey, Resident Associate Judge

Lieutenant-Governor John W. Rollins administered the following oath of office to: Jacob A. Correll, Allen J. Cook, Peter Nechay, Lemuel H. Hickman, John E. Reilly, Sr., Earl M. Tull, and Wilmer F. Williams:

ILLUSTRATION OF OATH OF SENATOR

Kent County, The State of Delaware, ss.

I 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 State Senator in the General Assembly of the State of Delaware from Senatorial District No. 2 in Kent County (to which office I was elected at the General Election held in said State in the year A. D. 1956), 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.

ALLEN J. COOK

Sworn to this 1st day of January A. D., 1957, before me.

JOHN W. ROLLINS

Mr. Reilly moved that Senate Rule 36 be suspended. Motion prevailed.

The two sons of the President of the Senate, Jimmy and Johnny Rollins, were invited to be seated on the Rostrum.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 3**—"Re Election of President Pro Tempore."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that Curtis W. Steen be and he is hereby elected to the office of President Pro Tempore of the Senate of the 119th General Assembly of the State of Delaware.

Mr. Steen was sworn in as President Pro Tempore of the Senate by the President of the Senate, administering the following oath:

OATH OF OFFICE

State of Delaware, County of Kent, ss.

I, Curtis W. Steen, do solemnly swear that I will support and defend the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of President Pro Tempore of the Senate, according to the best of my ability.

CURTIS W. STEEN

Sworn to and subscribed before me this 1st day of January A. D., 1957.

JOHN W. ROLLINS

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 4**—"Authorizing the Secretary to Obtain Supplies."

BE IT RESOLVED, by the Senate of the 119th General Assembly that the Secretary of the Senate be and he hereby is authorized and directed to procure from the State Librarian all necessary books, forms, seals, blanks, and other stationery as may be required for the proper conducting of the business of the Senate.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 5**—"Authorizing the State Librarian to Furnish the Secretary of the Senate With Postage Stamps."

BE IT RESOLVED, by the Senate of the 119th General Assembly that the State Librarian be and he hereby is authorized and directed to furnish to the Secretary of the Senate postage stamps in an amount up to and including \$25.00.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 6**—"Appropriation for Postage Stamps for the Senate of the 119th General Assembly."

BE IT RESOLVED, by the Senate of the 119th General Assembly of the State of Delaware, that the sum of \$500.00 be and the same is hereby appropriated out of the General Fund in the Treasury of the State of Delaware for the purchase of postage stamps to be used for the official business of the Senate of the 119th General Assembly.

BE IT FURTHER RESOLVED, that the State Treasurer of the State of Delaware is hereby authorized and directed to pay for such postage stamps out of said appropriation upon warrants approved by the State Librarian.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 7**—"Notifying the House That the Senate is Organized and Ready for Business."

BE IT RESOLVED, by the Senate of the 119th General Assembly of the State of Delaware, that the temporary Secretary of said Senate notify the House that the Senate is organized and ready to receive business.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 8**—"Appointing a Committee to Notify the Governor That the Senate is Organized."

BE IT RESOLVED, by the Senate of the 119th General Assembly of the State of Delaware, that the President Pro Tempore of the Senate appoint a committee of two members on the part of the Senate to notify the Governor of the State of Delaware, of the convening of the Senate of the 119th General Assembly, and to inform him that the Senate is ready to receive any communication that he may desire to present, or to receive any message that he may choose to deliver at such time as he may designate.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 9**—"Authorization for the State Librarian to Furnish Stationery and Other Supplies to the Lieutenant-Governor, Members of the Senate and Certain Other Officers Thereof."

BE IT RESOLVED by the Senate of the 119th General Assembly that the State Librarian be and he hereby is authorized and directed to furnish to the Lieutenant-Governor and the Members of the Senate stationery and other supplies, the cost of which shall not exceed the sum of \$25.00 for each.

BE IT FURTHER RESOLVED, that the State Librarian be and he hereby is authorized and directed to furnish to the

attorneys for the Senate, the Secretary to the President, the Secretary to the President Pro Tem, the assistant secretary of the Senate, the reading clerks, the bill clerks and the document clerks of the present session; stationery and other supplies the cost of which shall not exceed the sum of \$25.00 for each.

The Chair appointed Mr. Johnson and Mr. Reilly to notify the Governor that the Senate was organized and ready to receive any message or communication that he might choose to deliver.

Upon request of the Chair, Mr. Lammot had the following announcement read:

IMPORTANT ANNOUNCEMENT

MACHINE OPERATORS

Those appointed as machine operators must report to the Legislative Hall on Thursday, January 3 at 1:00 P. M. for a three-hour demonstration of the operation of the multilith machine by a representative of the manufacturer. The demonstrator is coming from out-of-town and is not available on any other day. For further information call the Legislative Reference Bureau.

Mr. Johnson and Mr. Reilly reported that the Governor would deliver his message to the Joint Session of the Senate and House of Representatives on January 4, 1957, at a time convenient to them.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him was adopted and sent to the House for concurrence: **SCR 1**—"That the Two Houses Meet in Joint Session to Hear the Message of the Governor."

On motion of Mr. Reilly, the Senate recessed until the call of the Chair.

Senate met at expiration of recess at 3:40 P. M.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 10**—"In Reference to Election of Officers."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the following named persons be and they are hereby elected to the respective offices appearing opposite their names, to serve during the pleasure of the Senate:

Secretary of the Senate—Thomas F. Bayard, 3rd
 Assistant Secretary Senate—Mary David
 Sergeant-at-Arms—Edgar Kates
 Sergeant-at-Arms—Paul Spear
 Sergeant-at-Arms—Matthew Donohue
 Sergeant-at-Arms—J. Wesley Walls, Jr.
 Sergeant-at-Arms—Chester Wilson
 Sergeant-at-Arms—Elbert Lynch
 Sergeant-at-Arms—Wilson Poore

Sergeant-at-Arms—David Robbins
 Mail Clerk—Elwood Serman
 Assistant Mail Clerk—James N. Carroll
 Attorney—Robert H. Wahl
 Attorney—Robert Thompson, Jr.
 Attorney's Messenger—Andrew W. Cochran
 Attorney's Messenger—Mary Candelora
 Secretary to President Pro Tem—Ann Peden
 Secretary to Majority Leader—Mary Deagon
 Document Clerk—Richard A. Bright
 Assistant Document Clerk—Clara Conley
 Secretary—Barbara Holton
 Secretary—Dora M. Furniss
 Cloak Room Attendant—Jerry Ridgeway
 Cloak Room Attendant—Willie Holmes
 Cloak Room Attendant—Rodney Comegys
 Page—Edgar Pearson
 Page—Harold W. Hudson
 Page—Rowland Walker
 Multilith Operator—James Mullen
 Reading Clerk—Mary Ellen Robinson
 Clerk—Mary Eskridge
 Assistant Reading Clerk—George Schlor
 Telephone Messenger—Thomas R. Taylor
 Telephone Messenger—Frank Webb
 Telephone Messenger—Russell Wilson
 Telephone Messenger—Richard Norwood
 Assistant Bill Clerk—Leon Bacon
 Supply Clerk—Vivian Haggerty
 Assistant Supply Clerk—Mrs. Joe McBride
 Assistant Supply Clerk—Nora Donovan
 Chaplain—Ray W. Kirwin
 Page—Clancy Jenkins
 Mailroom Supervisor—Loretta Clark
 Attorney's Secretary—Beatrice Hubbard
 Attorney's Secretary—Ethel Quillen

The President Pro Tempore of the Senate announced the following Standing Committees:

SENATE COMMITTEES

ACCOUNTS—Paradee, Chairman; Harrison, Steen, Reilly, Correll.

AGRICULTURE—Tull, Chairman; Hickman, Cook, Pryor, Correll.

BANKING AND INSURANCE—McCullough, Chairman; Pryor, Behen, Tull, Williams.

BUILDINGS AND HIGHWAYS—Pryor, Chairman; Lammot, Cook, Hoey, Johnson.

CLAIMS—Nechay, Chairman; Behen, Hickman, McCullough, Williams.

MUNICIPAL CORPORATIONS — Behen, Chairman; Reilly, McCullough, Tull, Johnson.

PRIVATE CORPORATIONS—Cook, Chairman; Harrison, Steen, Reilly, Correll.

EDUCATION—McCullough, Chairman; Pryor, Nechay, Hickman, Williams.

ELECTIONS — Pryor, Chairman; Reilly, Tull, Cook, Johnson.

EXECUTIVE—Hickman, Chairman; Hoey, Pryor, Lam-mot, Melson.

FINANCE — Hoey, Chairman; Tull, Behen, McCullough, Melson.

FISH, OYSTERS AND GAME — Paradee, Chairman; Hickman, Cook, Pryor, Melson.

JUDICIARY — Reilly, Chairman; McCullough, Cook, Hoey, Melson.

LABOR—Reilly, Chairman; McCullough, Nechay, Hickman, Williams.

MISCELLANEOUS—Behen, Chairman; Paradee, Hoey, McCullough, Correll.

PASSED BILLS—Lammot, Chairman; Reilly, Harrison, Hickman, Johnson.

PRINTING AND SUPPLIES — Hickman, Chairman; Hoey, Nechay, Pryor, Williams.

PUBLIC HEALTH — Cook, Chairman; Paradee, Tull, Lam-mot, Correll.

PUBLIC LANDS — Tull, Chairman; Nechay, Paradee, Lam-mot, Melson.

REVISED STATUTES — Nechay, Chairman; Harrison, Hoey, Reilly, Correll.

RULES—Lammot, Chairman; Steen, Hoey, Nechay, Melson.

TEMPERANCE — Harrison, Chairman; Paradee, Hickman, Johnson.

On motion of Mr. Reilly, the Senate adjourned at 3:05 P. M., until Friday, January 4, 1957, at 1:00 P. M.

2ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:00 P. M., on Friday, January 4, 1957, Lieutenant Governor Rollins presiding.

Prayer by the Chaplain, Ray W. Kirwin: Almighty and all merciful God, the source of all life and the Author of all good, we lift up our hearts unto Thee in praise and thanksgiving for Thy mercy and goodness to us. Thou hast made us one in our need of Thee, one in our desire for Thy fellowship, one in the common hope of life everlasting; and we beseech Thee now to unite us in the determination to make our lives

count in the building of Thy kingdom. Cleanse our hearts from all evil, and forgive us our trespasses against Thee, as we forgive those who trespass against us, and so guide us through the changing scenes of this earthly life that we may have life eternal. In the name of our Lord, we ask. Amen.

Member present—Messrs. Behen, Correll, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Tull—10.

Members absent — Messrs. Cook, Hickman, Johnson, Nechay, Reilly, Wililams, Mr. President Pro Tem—7.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Melson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Messrs. Cook, Reilly, Nechay, Hickman and Mr. President Pro Tem Steen asked to be marked present.

The President of the Senate invited the Hon. John G. Townsend, Jr., to come to the Rostrum.

Upon motion by Mr. Hoey, the Senate recessed for 10 minutes.

The President called the Senate to order at 1:45 P. M.

Mr. Reilly made the motion that the House be notified that the Senate is ready for Joint Session. Motion prevailed.

The Sergeant-at-Arms announced the Speaker and Members of the House of Representatives. They were admitted and seated. Lieutenant Governor Rollins invited the Speaker of the House to a seat on the Rostrum.

JOINT SESSION

Mr. Reilly moved that the House and Senate convene in Joint Session. Motion prevailed.

Mr. Reilly moved that the President of the Senate preside over the Joint Session. Motion prevailed.

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

Mr. Reilly moved that Senate Rule 36 be suspended during the Joint Session. Motion prevailed.

The Chair appointed Messrs. Quigley and Snowden of the House and Messrs. Reilly and Melson of the Senate to the Committee to wait upon the Governor and escort him to the Senate Chamber.

The Sergeant-at-Arms of the Senate admitted the Governor and the duly appointed Committee to the Senate Chamber.

The President invited the Governor to the Rostrum and introduced him to the Joint Session.

The Governor spoke as follows:

GOVERNOR'S MESSAGE

Mr. President

Mr. Speaker

Members of the One Hundred and Nineteenth

General Assembly of the State of Delaware

Thank you for the privilege of meeting with you.

PRAYER

First, I offer a prayer of thanks to God for all our blessings. I pray for strength and guidance in our work, that it may be right and dedicated to God's will as well as in the best interest of the State of Delaware and all of its people.

COOPERATION

I assure you of my fullest cooperation with respect to the formulation and enactment of legislation and I trust that I may have your cooperation in working for good government for the people of Delaware.

PROGRESS MADE

The state of affairs in Delaware is good. We have enjoyed continuing and extensive growth, development and progress.

Through public and private efforts much has been accomplished. The opportunities for further progress and a bright future are clearly present.

PROBLEMS REMAIN

Although great progress has been made there remains much to be done to sustain this progress and to move forward to new goals of growth, accomplishment and service which will meet the needs and fulfill the aspirations of our citizens.

Our state government, because of continuing population and industrial growth, as well as scientific advancement and social change, will continue to have many problems requiring appropriate and adequate solutions. Not all citizens have yet realized the full impact of the tremendous industrial and population growth in Delaware these past few years. For example, our population has increased approximately 25% in the short space of six years. Delaware is growing at a speed which is exceeded by only four other states in the Union.

Nevertheless, I am confident that Delaware and its people have the ability and the resources to cope with these new problems and to find solutions which are not only satisfactory but which will enable us to enjoy fully the attendant benefits of a growing, dynamic economy.

FEDERAL-STATE-LOCAL GOVERNMENT

The framework of our system of government in this great nation, under our federal and state constitutions, insures our basic freedoms. It provides the greatest opportunities for exercising our initiative and abilities, but likewise places grave responsibilities upon the various levels of government as well as upon each citizen. At all levels it is a governmental system of the people, by the people and for the people. This we must always preserve.

Personally, I pledge you an administration designed to preserve, strengthen and further develop this concept of government. Additionally, I will encourage wider citizenship participation and responsibility with the objective of keeping government close to the people. Assurance is given that I will cooperate with local government at all levels, and with other states, regional organizations of states and with the federal government—within the framework of our system and in the public interest.

I solicit the help and participation of the General Assembly in such a program for intergovernmental cooperation.

FISCAL AFFAIRS

After the most careful study and consideration, I recommended in April 1953 an urgently needed revision of various revenue rates in order that Delaware might again operate on a sound fiscal basis.

Additional State income was essential to meet then existing needs and to enable real progress to be made in the future. Those recommendations were substantially approved.

Since then I have frequently commended the 117th General Assembly for the foresight, wisdom and courage which it exhibited in 1953 by enacting revenue producing legislation designed to be responsive to our economic growth and progress.

The measures which that General Assembly adopted 4 years ago put an end to the deficit spending program on which our State operated during the 1952-53 biennium. Such deficit spending would have jeopardized our complete structure of services to the public.

It is therefore gratifying indeed to be able to report that the revenue legislation of 1953, in combination with the growth we then anticipated, is expected to produce sufficient income to meet all the expenditures I am recommending for the next biennium—and even much more.

I have added the phrase “even much more” because for the first time in Delaware in many years, it also appears that we will be able to provide from current revenues a substantial portion of funds necessary for capital improvements. This was one of the very important recommendations of McKinsey

& Company's 1954 report, which I submitted to the 118th General Assembly when it first convened two years ago.

As provided by statute, I am submitting to you the Budget Report, the Budget Appropriation Bill, the Contingency Fund Bill, and various other usual supplementary appropriation bills for your consideration. In addition there will be introduced numerous other supplemental appropriations bills which I recommend for your study and enactment. The grand total of all my recommendations for the next biennium, amounts to about 139½ million dollars, of which it is anticipated approximately 2 million dollars would be unspent and would revert to the General Fund.

At the end of the present fiscal year it is anticipated that the surplus will be about 11½ million dollars.

Receipts for the next biennium are anticipated at about 129½ million dollars. Therefore, on the basis of my appropriation recommendations, a surplus of approximately 3½ million dollars may be anticipated at the end of the next biennium.

And I direct your attention to the fact that included in the amounts for appropriation which I have mentioned, are provisions for 11 million dollars for capital improvements, property acquisitions and public works, including beach erosion control.

In the various appropriation bills I am presenting for the consideration of the General Assembly, I have recommended over 112 million dollars for the biennium for Education, Public Health and Welfare, Roads and Debt Service. This represents 87½ per cent of all appropriations.

I also point out that the various appropriation bills which I am presenting provide funds for the next biennium, as compared to the present one, representing *increases* of: more than 11½ million dollars, or about a 26% increase for education; over 4¼ million dollars, or an increase of 32½%, for public health and welfare; over 4 million dollars, or 38% more, for roads, excluding public works; and more than 8 million dollars, or an increase of about 60%, for debt services.

I am renewing my previous requests for enactment of various legislation to improve and make certain State services more efficient and economical. These requests include recommendations for Civil Service, Central Purchasing, Finance Department and Labor Department. My budget, supplemental and contingency fund recommendations include funds for such departments or programs as well as an allotment of funds to finance an equitable "Newport Plan" for the benefit of our many municipalities.

I have also provided in my recommendations for funds for the operation of kindergartens wherever they can be operated under the rules and regulations of the State Board of

Education. The problem of surface water damage is of major importance and I recommend approval of my financial provisions for this service.

Furthermore, provision is made for the additional costs of a bill to be presented for your consideration which would increase realistically many salaries which are now established by statutes.

In addition to the foregoing, legislation will be introduced containing appropriations to enable the state to have a Pensions Administration Division; an appointive Elections Commissioner; a River Master program; a Veterans Commission and a Human Relations Commission.

I also recommend an amount of 100 thousand dollars in the biennium for Civil Defense equipment expenditures and present for your consideration a bill including annual appropriations of 28 thousand dollars to enable Delaware to participate fully and beneficially in the research and other work of the Southern Regional Education Board.

DEBT FINANCING

Those who have followed the trend of Delaware's ever-mounting bonded indebtedness since 1949, realize that the total of bonds outstanding and bonds authorized but not yet issued is nearly 150 million dollars. This very large debt on a per capita basis, has been amassed during the past ten years. Specifically, our bonded debt in 1947 was only slightly in excess of 4 million dollars.

At the present time there is no indication that future requirements for additional facilities will abate. There are, however, urgent and pressing reasons for realizing that a large portion of the capital improvements required should, and must of necessity, be provided from current revenue.

Foremost among these reasons is the fact that our biennial debt service appropriations now total almost 22 million dollars. Clearly, so it seems to me, we as public officials cannot conscientiously saddle the people of this state with a mandatory, recurring obligation of this type and size.

Actually our debt service for the next biennium will cost about one-half million dollars more than the total budget appropriation bill for the 1944-1945 biennium. The single item of debt service will represent over 19 per cent—about one-fifth—of the budget appropriation bill I am recommending to you.

Another major reason why we must give the most serious consideration to discontinuing the practice of delaying until some future time payment for all presently needed capital improvements is the fact that throughout the nation the sale of several billions of dollars worth of "municipal" bonds has been authorized. Consequently, the bond market will be flooded

with this type of borrowing. This is already true to such an extent that some States have recently offered bonds for which not a single bid was received.

Materially higher interest rates are another result of borrowing in such huge sums throughout the nation. In fact, unless the bond market reflects decided and early improvement, Delaware will probably have to remove by legislative action the present three per cent limit for interest contained in the 1955 School Construction and the Veterans' Bonus bond authorization laws—and omit such restriction for new bond bills—in order to find any purchasers of Delaware bonds.

In view of this serious situation, I recommend that serious consideration be given to first passage of a Constitutional amendment which would establish a bonded indebtedness limit of approximately 150 million dollars.

It should also be recalled that during the past three fiscal years this state has received from extraordinary inheritance and estate taxes about 10½ million dollars. However, the surplus available for appropriations at June 30, 1956 was only 8½ million dollars. Thus, about 2 million dollars of unusual revenue has been utilized for operational expenses. Consequently, I further urge the General Assembly to initiate the enactment of another Constitutional amendment which would provide that all amounts collected from inheritance and estate taxes in excess of 1½ million dollars in any fiscal year must be allocated for the sole purpose of capital improvements.

I also recommend that appropriate steps be taken toward enactment of a third Constitutional amendment. This would authorize and direct the Governor, the Secretary of State and the State Treasurer to allocate such portions of the annual surplus as they deem advisable for approved capital improvements.

If these Constitutional amendments which I recommend are enacted, I believe that great strides will have been made toward restoring and maintaining a sound fiscal program for our state from which present and future generations would benefit.

FISCAL ADMINISTRATION

Real and substantial economies are more and more essential as the total cost of government increases.

Our efforts to accomplish savings and increase efficiency must be continuous. This can be brought about through better controls, greater availability of current information, modern accounting methods, practical centralized purchasing and trained fiscal personnel.

Careful studies and resultant recommendations in these areas are available. I recommend favorable action on the bills I have had drawn which are designed to improve the

fiscal administration, effect economies and increase efficiency by the creation of divisions of finance, accounting and purchasing.

PERSONNEL ADMINISTRATION

One of the major areas for economies and improved efficiency in our state government is in personnel administration. The absence of a uniform merit system or job classification for state employees in the various agencies results not only in less efficiency of operation but also in salary inequities and high turnover of personnel. These factors also compound the already difficult task of sound budget planning for salaries. I recommend legislation to establish an equitable, overall personnel administration, merit system and job classification which properly prohibits political activity for covered state employees and excludes from the system elective and policy-making officials as well as non-skilled employees.

It is my further recommendation that such legislation provide wide latitude for heads of agencies so as to encourage incentive for efficiency rather than the freezing in jobs of any personnel determined to be incompetent, indifferent or inefficient.

In the immediate future I shall submit a special message covering my recommendations for salary increases for numerous positions where the salaries are established by statutes.

Pending enactment of job classification legislation, I recommend salary increases as appear necessary to obtain and hold qualified, experienced and efficient state employees.

While Delaware's retirement pension system, incorporating social security benefits, ranks among the best in the nation, yet there are some inequities under the law which should be corrected to improve the system.

ADMINISTRATION OF JUSTICE

Your special attention is called to the recommendations of the Council on the Administration of Justice which are in your hands. This group, created by Act of the General Assembly, and composed of leaders of the General Assembly, judges and other leading citizens, has given careful consideration to measures designed to assist in the prompt and uniform administration of justice by our courts.

Among the specific measures recommended are Constitutional amendments designed to: (1) coordinate the rules and functions of all our courts; (2) relieve judges of most of their administrative duties not related to judicial functions; (3) modernize the requirements in regard to appeals; and (4) eliminate the now outdated requirement that three judges sit in the trial of capital offenses. The Council also recommends

a statute which would permit the Superior Court and the Court of Chancery to name Chief deputies for the officers who serve as clerks to these courts.

I have reviewed these recommendations and I urge the General Assembly to take favorable action on each of them.

I also recommend fullest consideration of proposals designed to improve the gambling enforcement and certain other criminal laws of our state.

I recommend your consideration of a proposal to combine the state-supported Family Court of New Castle County and the Juvenile Court of Kent and Sussex Counties to form a state-wide Family Court system. Such action would provide uniform jurisdiction and administration in this important area of judicial responsibility.

I also recommend that the Common Pleas Courts for the three counties be made uniform in jurisdiction, judges' terms, salaries and the matter of the right of the judges to engage in private practice.

I recommend appropriate and practical legislation designed to improve the administration of the magistrate court system.

EDUCATION

We must face the responsibility of providing the best educational opportunities for our continually increasing public school enrollment. Not only must we maintain highest standards and provide adequate facilities in the well-established educational fields, but we must also make provision for public educational and training opportunities and facilities for handicapped and gifted children.

I recommend that for retirement purposes recognition be given to our teachers for accredited professional service rendered elsewhere. I also recommend teachers' salary increases on a fair and equitable basis so that highest standards will be maintained and we may continue to hold a high, competitive position in attracting and retaining highest quality instruction for Delaware children.

I recommend continued adequate support to our vocational education and rehabilitation program. I also recommend the inclusion of kindergartens as part of our state educational program. I endorse the enactment for individual school districts of annual non-reverting maintenance appropriations based upon the valuation of the physical plant. I urge the establishment in the State Board of Education of a fund for architectural services so that advance school construction planning may be undertaken and more accurate estimates of capital fund needs be made possible.

HIGHER EDUCATION

Our growth and other factors will continue to reflect a sharp and continuing increase in college enrollment. It is our important responsibility to meet this challenge and provide adequately for the facilities and instructional staffs necessary in the area of higher education.

I recommend additional college-level scholarships to enable the capable young people of limited resources to secure higher education. In the entire area of the state's public education responsibility, I recommend adequate appropriations to meet this responsibility so that Delaware children may be educationally prepared to take their places in maintaining freedom, prosperity and peace in today's difficult world.

HEALTH, WELFARE AND INSTITUTIONAL CARE

The good health and welfare of our people is a matter of the utmost importance to us all. We must continue our efforts to improve the public health, mental health, institutional care and welfare programs of our state.

Because of our population growth, state services must necessarily be ever further expanded. To remain in a competitive position with respect to qualified personnel and to serve better the citizens of our state, standards must be continually raised. I recommend adequate appropriations and necessary capital improvements in these important areas.

In the interest of further improving the mental health program in Delaware and broadening services to the mentally ill, I recommend the adoption of the Interstate Compact on Mental Health.

Air pollution in some areas of our state is causing considerable unpleasantness and difficulty for our people. This problem must be solved with the correction of certain present, and the prevention of future, air pollution practices. I recommend needed and appropriate legislation to accomplish this.

I specifically recommend the construction of a much-needed and long overdue public health building in Dover. This would relieve office space requirements for other state agencies. At the same time such a building would provide relief from overcrowded conditions in the public health quarters, high rental costs, and wide separation of key personnel in different buildings. It would also provide laboratory facilities absolutely essential to meet United States Public Health Service requirements and accreditation for our state.

HIGHWAYS AND PUBLIC WORKS

The need for a continuing and stepped-up highway improvement program is essential.

We must be most vigorous and persistent in our efforts to obtain federal legislation which will enable certain revenues from the Delaware Memorial Bridge to be used to extend the bridge approach system.

Our highway system must include modern and adequate interstate, metropolitan, suburban and rural routes to meet existing and anticipated highway transportation needs.

I recommend your favorable consideration of aid to municipalities by enactment of practical and equitable legislation now generally described as the Newport Plan.

I also recommend the repeal of laws which provide that abutting properties be assessed for the paving of streets.

I recommend adequate appropriations and realistic authorizations for carrying forward a highway program in Delaware which will incorporate safety factors and be a source of pride and public satisfaction.

Much preliminary study and work for the preservation of our beaches and control of beach erosion have laid the foundation for an effective beach erosion control program in the State of Delaware. I recommend your favorable consideration of legislation providing sound beach erosion control.

The mosquito control program is becoming more and more important and it is essential that it receive increased effort and attention. I urge your favorable considerations of proposals to make mosquito control more effective.

In several areas of our state there are serious surface water drainage problems damaging to property and a threat to the public health. I recommend appropriate authority and appropriations to the end that these unfortunate situations may be corrected.

Highway safety is a continuing and vital problem to the welfare of every citizen. Great strides have been made in making our highways safer. The effort must be continuous. I recommend favorable consideration of a proposal, on which extensive preliminary work has been done, to enact in Delaware a code of uniform laws relating to traffic and motor vehicle regulation on highways. I also respectfully suggest that this General Assembly appoint a joint committee on highway safety so that matters in this important area may receive special attention.

NATURAL RESOURCES

I direct your special attention to agriculture and especially to our great broiler industry. I urge that the state provide whatever encouragement may be practical and sound in the furtherance of the agricultural affairs of our state. It is of great importance that we encourage agricultural research and marketing assistance as being essential to a healthy and prosperous agriculture.

Adequate supplies and wise use of fresh water in Delaware for human, agricultural and industrial purposes are important to our whole society and economy. This basically vital subject has been under study by a committee which I appointed and I earnestly seek your consideration of this committee's deliberations and recommendations.

Soil conservation, flood prevention, land drainage and related operations remain tremendously important in our efforts to effect maximum, long-time, wise use of our land and water resources. In this field Delaware achieved another significant "First" in 1956. Delaware had the distinction of developing the first project in the United States to begin operations under the recent federal watershed protection and flood prevention act. I recommend increased appropriations and support for the State Soil Conservation Commission so that it will be able to continue its work even more effectively.

I further recommend that the Delaware Geological Survey, the Water Pollution Commission, the Game and Fish Commission and other agencies having to do with the conservation and wise use of our natural resources, be encouraged in their efforts in order that they may contribute fully to the protection, enjoyment and well-being of our people.

PARKS AND RECREATION

We all recognize, I am sure, that as our 25% population growth in only six years increases and accentuates the need for more park facilities and recreational opportunities. I have asked the State Park Commission and the Highway Department to work together toward a more rapid development of public recreational areas on some of our state-owned ocean front beach lands. I hope that you will act favorably on recommendations which I expect will be forthcoming.

Additionally I encourage further emphasis upon the development of our state forestry system, picnic areas and other outdoor recreational facilities—including, especially, the further development of Fort Delaware as an outstanding historical landmark and recreational area.

LABOR

The growth and development of our economy in Delaware is a source of great pride and satisfaction to us all. Full employment, good labor relations and prosperity are derived from the mutual cooperation of industry, government and labor in creating the type of atmosphere so necessary for a healthy and prosperous economy. I recommend, as I have before, the establishment of a State Department of Labor designed to encourage mutual cooperation and a healthy business atmosphere. I also urge support for other equitable proposals designed to strengthen our economy, to encourage full

employment, to improve and maintain good employer-employee relations, and to promote high living standards and profitable business enterprises.

DEFENSE

I call your attention to the fact that in both our Civil Defense program and our National Guard program, Delaware has made real progress. I encourage your most favorable consideration and support of both of these programs.

I recommend your favorable consideration of proposals to provide casualty insurance protection for accredited Civil Defense volunteers who may suffer injuries in the performance of their duties.

VETERANS

In order that the many problems concerning veterans may be more fully coordinated, I recommend the creation of a state commission, or council, of veterans charged with the responsibility of assisting veterans and of advising the governor and the General Assembly on veterans' affairs.

BINGO

I recommend final and appropriate action to authorize bingo on a county referendum basis for charitable, religious, patriotic and civic non-profit purposes.

ZONING

Again I recommend action authorizing zoning for Kent and Sussex Counties. As this area of our state continues to develop, zoning and proper planning will become even more essential to the protection of property values, health and sound growth.

HOME RULE

In order that our municipalities may move forward more responsively to their needs and the will of local people, I consider favorable action providing home rule as being of the utmost importance.

WEIGHTS AND MEASURES

I have several times recommended previously, and I do so again, that existing problems pertaining to weights and measures be reviewed and that appropriate action be taken to provide a modern, up-to-date weights and measures system.

HUMAN RELATIONS COMMISSION

In order to encourage further understanding among all of our people, I recommend, as I have before, the establishment of a state human relations commission on a permanent statutory basis.

REAPPORTIONMENT

The great population growth in our state has resulted in the distribution of population being even more disproportionate. Therefore, I again recommend enactment of a constitutional amendment providing for reapportionment, on a more equitable basis, of representation in the General Assembly. Several methods have already been suggested. I am not committed to any particular method, but I do urgently recommend that we make every effort to provide equitable and appropriate representation in the General Assembly based upon the population distribution in our state.

ANNUAL SESSIONS OF THE GENERAL ASSEMBLY

Governmental problems as well as the substantial budget of the State of Delaware, seem to make it most desirable for the General Assembly to meet annually. I recommend, therefore, that a constitutional amendment be enacted providing for regular annual sessions of a limited number of days. Such action, I believe, represents good and responsible government.

ELECTION AND REGISTRATION LAWS

Correction and improvement of our registration and election laws should be made to encourage greater participation in the exercise of the voting franchise and to expedite registration and voting processes while insuring clean and honest elections.

I recommend that appropriate legislation be enacted to make our registration and election boards in each county truly bi-partisan. I also urge legislation to make the state elections commissioner a separate, independent, appointive office. Furthermore, I urge the repeal of all laws making it mandatory for municipal elections to be held on the same day as state or federal elections.

HISTORICAL

In recent years much progress has been made toward the conservation and preservation of historical Delaware buildings and sites. Our state archives, with custody of the priceless historical documents of our proud heritage, have earned recognition as one of the leading archival agencies of the nation. I recommend that we continue to encourage the preservation and educational use of our historical places and buildings.

FIRE PREVENTION

Fire prevention has made great progress in Delaware since the establishment of a fire marshal's office a few years ago. I recommend support of the fire marshal's office and the fine fire prevention and fire fighting organizations in the State of Delaware.

SPECIAL STUDY RECOMMENDATIONS

The problems of our various school districts in financing their share of school construction programs are becoming increasingly acute, especially in regard to selling their bonds. While recognizing that some conditions are beyond the control of the local districts, nevertheless it seems to me that it would be most valuable and helpful if the General Assembly would appoint a special joint committee to study carefully the factors impairing the sale of our school district bonds and school financing so that appropriate action may be taken to meet this problem effectively and, I hope, to reduce costs.

During the past several years there have been many proposals, studies and suggestions relative to improving the organization of our state government to provide more efficient, effective and economical operation. I believe that if the General Assembly would create a Hoover-type Commission to study our state government organization, with a view to making recommendations for its improvement, that the basis would be provided for wide public understanding and support of such proposals as would be forthcoming. I therefore respectfully request your consideration of this suggestion.

CONCLUSION

There may be other problems which I shall bring to your attention from time to time. I am confident that our joint efforts will lead to solutions in the best interests of all our people if we work together cooperatively.

It is my hope and prayer that we may dedicate our best efforts to meeting the problems before us successfully, having faith in the guidance of a Divine Providence.

Respectfully submitted,

J. CALEB BOGGS, Governor

The previously named Committee escorted the Governor from the Chamber.

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

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

Mr. Cook moved the two Houses now separate to reconvene in their respective chambers. Motion prevailed.

The President Pro Tem declared the Senate recessed to call of Chair.

The Senate was called to order in regular session at 3:40 P. M.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 1—"An Act Appropriating Additional Funds for the Printing of the Session Laws and Journals of the 118th General Assembly," by Lammot; to Finance.

On motion of Mr. Reilly, the Senate recessed for 15 minutes.

Senate met at expiration of recess at 3:55 P. M.

The President Pro Tempore administered the oath of office to the following attaches: Andrew W. Cochran, Hubert Kenney, Richard A. Wilson and Mary F. David.

ILLUSTRATION OF OATH OF EMPLOYEE

State of Delaware, County of Kent, ss.

I, Mary F. David, do solemnly swear that I will support and defend the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Senate Secretary according to the best of my ability.

MARY F. DAVID

Sworn to and subscribed before me this 4th day of January A. D., 1957.

CURTIS W. STEEN

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 1**, and that the House had passed and requested the concurrence of the Senate in the following resolution, which was presented by the Chair.

HJR 1—"Providing for a Joint Committee to Arrange for the Inauguration of the Honorable J. Caleb Boggs 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 Honorable Dwight D. Eisenhower as President of the United States; and Appropriating Funds."

On motion of Mr. Reilly, **HJR 1**—"Providing for a Joint Committee to Arrange for the Inauguration of the Honorable J. Caleb Boggs 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 Honorable Dwight D. Eisenhower as President of the United States; and Appropriating Funds," was taken up for immediate consideration in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Harrison, Hickman, Hoey, Lammot, McCullough, Melson, Nechay, Paradee, Pryor, Reilly, Tull, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Johnson and Williams—2.

So the question was decided in the affirmative and the resolution: **HJR 1**, having received the required constitutional majority passed the Senate and was ordered returned to the House.

Mr. Reilly introduced the following joint resolution, which upon his further motion was adopted, and ordered to the House for concurrence: **SJR 1**—"Appointing a Bill Clerk for the Senate and a Bill Clerk for the House of Representatives to Serve During the 119th Session of the General Assembly."

The following messages from the Governor were delivered to the Senate:

GOVERNOR'S MESSAGE STATE OF DELAWARE EXECUTIVE DEPARTMENT

Dover, January 4, 1957

To the Senate of the State of Delaware:

Under the authority granted in Title 14, Section 5105 (c) Delaware Code of 1953, the Board of Trustees of the University of Delaware elected five members to that Board by reason of expirations of terms.

At the request of the President of the University of Delaware and in further compliance with the provisions of Title 14, Section 5105 (c) Delaware Code of 1953, I hereby submit for the consent and confirmation of the Senate the following named persons:

Judge Hugh M. Morris, Newark, re-elected by the Board of Trustees of the University of Delaware on December 12, 1955, to be a member of the Board of Trustees of the University of Delaware for a term to expire December 12, 1961.

Henry B. duPont, Greenville, re-elected by the Board of Trustees of the University of Delaware on June 24, 1956, to be a member of the Board of Trustees of the University of Delaware for a term to expire June 24, 1962.

Judge Richard S. Rodney, Wilmington, re-elected by the Board of Trustees of the University of Delaware on June 11, 1956, to be a member of the Board of Trustees of the University of Delaware for a term to expire June 11, 1962.

Harold W. Horsey, Dover, re-elected by the Board of Trustees of the University of Delaware on December 10, 1956, to be a member of the Board of Trustees of the University of Delaware for a term to expire December 10, 1962.

Judge Charles L. Terry, Jr., Dover, elected by the Board of Trustees of the University of Delaware on December 1, 1956, to be a member of the Board of Trustees of the University of Delaware for a term to expire December 1, 1962, succeeding Mrs. Mabel Ridgely, resigned.

Respectfully submitted,

J. CALEB BOGGS, Governor

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, January 4, 1957

To the Senate of the State of Delaware:

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:

John N. McDowell, Newark, to be Secretary of State of the State of Delaware from January 15, 1957, during the pleasure of the Governor.

George T. Barnhill, Jr., Wilmington, to be a member of the Public Service Commission for a term to expire September 1, 1961.

Ralph D. Knotts, Sr., Dover, to be a justice of the peace in and for Kent County for a term to expire November 16, 1960.

August R. Umbrecht, Wilmington, to be a justice of the peace in and for New Castle County for a term to expire November 21, 1960.

W. Frank Fleming, Clayton, to be a justice of the peace in and for Kent County for a term to expire November 7, 1960.

George F. Irwin, Wilmington, to be a member of the Department of Elections for New Castle County for a term to expire April 1, 1959.

Alexander DeStefano, Wilmington, to be a member of the Department of Elections for New Castle County for a term to expire April 1, 1959.

George L. Townsend, III, Newark, to be a member of the State Tax Board for a term to expire March 23, 1960.

Samuel C. Pierce, Jr., Seaford, to be a member of the Water Pollution Commission for a term to expire August 1, 1958.

Harold L. Jacobs, Wilmington, to be a member of the Water Pollution Commission for a term to expire August 1, 1959.

Ernest V. Keith, Dover, to be Judge of the Court of Common Pleas for Kent County for a term to expire December 20, 1960.

Robert H. Yerkes, Houston, to be a member of the Industrial Accident Board for a term to expire December 31, 1962.

W. Deane Johnston, Dover, to be State Librarian for a term to expire the second Tuesday in February, 1957, succeeding Margaret C. Satterfield, resigned.

Chester V. Townsend, Jr., Dagsboro, to be a member of the State Highway Commission for a term to expire May 1, 1962.

H. Rafe Griffith, Blades, to be a justice of the peace in and for Sussex County for a term to expire December 20, 1960.

W. Roy Willits, Wilmington, to be a justice of the peace in and for New Castle County for a term to expire December 20, 1960.

Harry Berger, Wilmington, to be a justice of the peace in and for New Castle County for a term to expire November 13, 1960.

Americus G. Betts, Millsboro, to be a justice of the peace in and for Sussex County for a term to expire December 27, 1960.

Respectfully submitted,

J. CALEB BOGGS, Governor

Mr. Cook introduced the following resolution, which on further motion by him, was adopted: **SR 11**—"In Reference to Election of Officers."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that Hubert Kenney be and he is hereby elected to the office of Accountant to the Joint Finance Committee.

On motion of Mr. Reilly, the Senate adjourned at 4:15 P. M., until 1:00 P. M., Monday, January 7, 1957.

3RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:05 P. M., on Monday, January 7, 1957, President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, our heavenly Father, refreshed from the rest and spiritual uplift of the Sabbath, we return to the duties of our week-day lives, praying that the inspiration we received in the time of worship may be translated into nobler service for Thee and our fellowmen. Too often, we know, the material concerns of life crowd out those nobler sentiments that should actuate our relationships with each other and the ones we come in daily contact with. Help us to keep ever before us the example of our Blessed Lord, of Whom it was written "He went about doing good" and may His Spirit so permeate

our lives that we may count that day ill spent that finds us indifferent to the opportunities we have for service, or unconcerned with the needs of others. Grant us the vision to meet our responsibilities this day and every day that we may merit the welcome words "Well done, thou good and faithful servant" when we come to render our final account before Thy throne. In the name of our Saviour, we ask. Amen.

Members present—Messrs. Behen, Cook, Harrison, Hoey, Melson, Paradee, Tull, Williams, Mr. President Pro Tem—9.

Members absent — Messrs. Correll, Hickman, Johnson, Lammot, McCullough, Nechay, Pryor, Reilly—8.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Melson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Messrs. Hickman, Pryor, Johnson, Lammot, McCullough.

On motion of Mr. Hoey, the Senate recessed until call of Chair.

Senate met at expiration of recess at 4:20 P. M.

Mr. Lammot requested that the following communication be read to the Senate:

STATE HIGHWAY DEPARTMENT
MOTOR VEHICLE DEPARTMENT

Dover, Delaware, January 7, 1957

Hon. Curtis W. Steen, President Pro Tem of the Senate
Legislative Building, Dover, Delaware
Dear Mr. Steen:

Would you please announce to the Senate that the initial license plates are now in the Motor Vehicle Department and they may call for them at their convenience. They must present their registration cards to the Department in order for them to be changed.

Very truly yours,

CHARLES G. MOORE
Motor Vehicle Commissioner

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

SB 2—"An Act to Authorize the Board of Education of the Special School District to Use Capital Improvement Funds Obtained Under Chapter 529, Volume 50, Laws of Delaware, for Purposes Authorized in Such Chapter Even Though Such Purposes Differ from Those Listed in the Notice of Election for the Local Referendum Held Thereunder," by Behen; to Education.

SB 3—"An Act to Appropriate Money to the State Highway Department to be Used to Purchase an Automobile Suitable and Befitting the Office of Governor of the State of Delaware, for the Use of the Governor of the State of Delaware," by Reilly, Johnson and Steen; to Finance.

SB 4—"An Act to Amend Chapter 21, Title 29, Delaware Code Relating to the Governor," by Reilly, Johnson and Steen; to Finance.

SB 5—"An Act Relating to the Interstate Compact on Mental Health," by Behen; to Public Health.

The following bills were reported by the majority of the respective committees as follows: By Mr. Hoey, SB 3, Finance, 2 favorable, 3 on merits; by Mr. Hoey, SB 4, Finance, 3 favorable, 2 on merits.

On motion of Mr. Reilly, Senate Rules 22 and 24 were suspended.

On motion of Mr. Reilly, SB 3—"An Act to Appropriate Money to the State Highway Department to be Used to Purchase an Automobile Suitable and Befitting the Office of Governor of the State of Delaware for the Use of the Governor of the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Harrison, Hickman, Hoey, Johnson, Lamnot, McCullough, Melson, Paradee, Reilly, Tull, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Correll, Nechay, Pryor, Williams—4.

So the question was decided in the affirmative and the bill: SB 3, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, SB 4—"An Act to Amend Chapter 21 Title 29 Delaware Code Relating to the Governor," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Harrison, Hickman, Hoey, Johnson, Lamnot, McCullough, Melson, Paradee, Pryor, Reilly, Tull, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Correll, Nechay, Williams—3.

So the question was decided in the affirmative and the bill: SB 4, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

Mr. Reilly introduced the following resolution, which on further motion by him was adopted: **SR 12**—"In Reference to Election of Officers."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the following named person be and she hereby is elected to the respective office appearing opposite her name, to serve during the pleasure of the Senate:

Secretary to Lieutenant Governor—Ruth E. Potter

Mr. Reilly introduced the following resolution, which on further motion by him was adopted: **SR 13**—"In Reference to Election of Officers."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the following named persons be and they hereby are elected to the respective offices appearing opposite their names, to serve during the pleasure of the Senate:

Page—Lloyd H. Hickman

Secretary to Majority Leader—Dolores Lawrie

Secretary at Large for Senate—Elizabeth J. Smidt

Multilith Operator—George L. Everett

Stenographer—Lula Kempston

The President Pro Tem administered the oath of office to the following attaches: Elizabeth J. Smidt, Dolores L. Lawrie, George Everett, Lloyd H. Hickman.

ILLUSTRATION OF EMPLOYEES' OATH

The State of Delaware, County of Kent, ss.

I, Elizabeth J. Smidt, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Secretary at Large for Senate, for the Senate in the General Assembly of the State, according to the best of my ability.

ELIZABETH SMIDT

Sworn and subscribed to this 7th day of January, A. D. 1957.

/s/ CURTIS W. STEEN

President Pro Tempore

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 14**—"In Reference to Supply of Delaware Code to Members of the Senate and Certain Officers Thereof."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the State Librarian be and she is hereby instructed to furnish to the President of the Senate, to each member of the Senate, to the Secretary of the Senate, and to the Attorneys of the Senate respectively:

One copy of the 1953 Delaware Code Annotated including All Cumulative Pocket Parts to date;

One Copy of Volume 50, Laws of Delaware, when compiled and published.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 16**—"Designating a Space for the Exclusive Use of the Press."

BE IT RESOLVED that the center corridor in the basement which leads from the long narrow corridor running the entire length of Legislative Hall to the narrow corridor leading from the House to the Senate Lounge be designated as Press quarters and that the telephone company and building superintendent are directed to furnish that corridor with two (2) telephone booths and the equipment presently in the room used by the Representatives of the Press. This area to be exclusively for the use of the Representatives of the Press.

The room on the first floor of Legislative Hall now being used by Press Representatives is assigned to the use of the Senate attorneys.

Mr. Cook introduced the following resolution: **SR 17**—"In Relation to Space for the Press Representatives."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the President Pro Tem of the Senate appoint a committee to select a new location for use as headquarters for the members of the Press in Legislative Hall. The committee to report back to the Senate on Wednesday, January 9, 1957.

Mr. Cook moved that **SR 17** be deferred.

On motion of Mr. Reilly, **SR 17** was taken up for deferment roll call and read a third time by title.

On the question, "Shall the Resolution be Deferred?" the yeas and nays were ordered, which being taken, were as follows:

YEAS — Messrs. Behen, Harrison, Hickman, Lammot, McCullough, Pryor, Tull, Mr. President Pro Tem—8.

NAYS—Messrs. Cook, Hoey, Johnson, Melson, Paradee—5.

ABSENT—Messrs. Correll, Nechay, Reilly, Williams—4.

So the question was decided in the negative and the motion not having received the required constitutional majority, **SR 17** was not deferred.

Mr. Reilly introduced the following joint resolution, which having received its first and second readings by title only, was referred by the Chair to the Committee on Finance:

SJR 2—"Appointing Directors on the Part of the State for the Farmers Bank of the State of Delaware."

On motion of Mr. Reilly, **SR 17**—"In Relation to Space for the Press Representatives," was again taken up for consideration in order to pass the Senate.

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

YEAS — Messrs. Behen, Harrison, Hickman, Lammot, McCullough, Reilly, Tull, Mr. President Pro Tem—8.

NAYS—Messrs. Cook, Hoey, Johnson, Melson, Paradee—5.

ABSENT—Messrs. Correll, Nechay, Pryor, Williams—4.

So the question was decided in the negative and the resolution: **SR 17**, not having received the required constitutional majority, was lost.

The Chief Clerk of the House informed the Senate that the House had concurred in **SJR 1**.

On motion of Mr. Reilly, the Senate adjourned at 5:35 P. M., until Wednesday, January 9, 1957, at 1:00 P. M.

4TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:05 P. M., on Wednesday, January 9, 1957, President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray K. Kirwan: Eternal God, our heavenly Father, we pause at the beginning of this day's activities, to render our gratitude to Thee for the blessings we have received from Thy hand. We thank Thee for health and strength essential to the performance of our tasks; for the liberty that has been handed down as a sacred heritage from those who have gone before us; for the consciousness of the relationship we sustain to Thee. Grant us Thy guidance in all our affairs. To those entrusted with decisions of importance to the welfare of the people of our state grant the wisdom and understanding that will make for enlightend service. Upon the foundations already laid, may there be built a society more in harmony with the highest hopes and aspirations of mankind. In the name of the Eternal Christ, we ask. Amen.

Members present — Messrs. Cook, Correll, Harrison, Hickman, Lammot, Nechay, Paradee, Pryor, Reilly, Tull, Mr. President Pro Tem—11.

Members absent—Messrs. Behen, Hoey, Johnson, McCullough, Melson, Williams—6.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Williams moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Messrs. Williams, Behen, Johnson, Melson, Hoey, McCullough.

Motion by Mr. Reilly to suspend Senate Rule 36. Motion prevailed.

On motion of Mr. Reilly, the Senate recessed at 1:25 P. M. until call of Chair.

Senate met at expiration of recess at 4:00 P. M.

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

SB 6—"An Act to Amend Title 9, Delaware Code, Entitled "Counties" by Establishing an Office of Building Inspector for Kent County; and Providing Certain Limitations; Requiring Building Permits; Penalties," by Lammot for Behen; to Municipal Corporations.

SB 7—"An Act to Amend Chapter 3, Title 11, Delaware Code, Relating to Crimes and Criminal Procedure, by Providing for the Regulation of Tourist Camps, Trailer Camps and Over Night Lodging Places, Forbidding False Registration, Providing Penalties for Violation," by Lammot for Behen; to Judiciary.

SB 8—"An Act to Amend Chapter 67, Title 29, Delaware Code Relating to Procurement of Supplies and Automobiles," by Behen; to Miscellaneous.

SB 9—"An Act to Amend Title 31, Delaware Code Entitled "Welfare" in Regard to the Maximum Amount of Assistance to be Granted Under the Aid to the Blind Program," by Williams and Reilly; to Revised Statutes.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him, was adopted and sent to the House for concurrence: **SCR 2**—"Providing for Adjournment of the Senate and House Until Tuesday, January 15, 1957."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware, the House concurring therein, that at the close of business on January 9, 1957, both Houses shall adjourn until Tuesday, January 15, 1957, at 10 o'clock A. M.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him, was adopted and sent to the House for concurrence: **SCR 3**—"Providing for the Joint Session to Count the Vote for Governor and Lieutenant Governor."

BE IT RESOLVED, by the Senate, the House of Representatives concurring therein, that the Members of the Senate and the House of Representatives meet in Joint Session in the Senate Chamber on January 15, 1957, at 10:15 A. M., to count the vote for Governor and Lieutenant Governor.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 3** and **SCR 2**.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 4**.

The President Pro Tem of the Senate administered the oath of office to the following attaches: Ruth E. Potter and Lula E. Kempston.

ILLUSTRATION OF EMPLOYEES' OATH

The State of Delaware, County of Kent, ss.

I, Ruth E. Potter, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Secretary to the President of the Senate in the General Assembly of the State, according to the best of my ability.

RUTH E. POTTER

Sworn and subscribed to this 9th day of January, A. D. 1957.

CURTIS W. STEEN

President Pro Tempore

Privilege of the floor was granted to Mr. Raymond West, who made a few brief remarks.

The President Pro Tem announced he was about to sign SB 4.

Mr. Cook introduced the following resolution, which on further motion by him, was adopted: **SR 18**—"Relating to the Designation of a Room for the Use of the Press, Radio and Television News Services Representatives."

BE IT RESOLVED that the room situate at the southeast corner of the basement floor of Legislative Hall, which room is situate directly below the room now being used by the Representatives of the Press, is hereby henceforth designated and assigned for the exclusive use of the press, radio and television news services representatives.

The room at the southeast corner of the first floor of Legislative Hall adjoining the Senate attorneys office now being used by the press is assigned to the Senate attorneys for their additional use.

The building custodian is hereby directed to effect this change and move the furnishings and equipment now in the press room to the new location within ten (10) days of the passage of this resolution.

The following bill was reported favorably by the Committee on Education: **SB 2**.

The Chair granted the privilege of the floor to Mr. Pryor to make some brief remarks and then to Mr. Melson, who also made a brief statement.

On motion of Mr. Reilly, the senate recessed at 1:25 P. M. until call of Chair.

Senate met at expiration of recess at 4:05 P. M.

Mr. Behen moved that Senate Rules 22 and 24 be suspended. Motion prevailed.

On motion of Mr. Behen **SB 2**—"An Act to Authorize the Board of Education of the Dover Special School District to Use Capital Improvement Funds Obtained Under Chapter 529, Volume 50, Laws of Delaware, for Purposes Authorized in

Such Chapter Even Though Such Purposes Differ from Those Listed in the Notice of Election for the Local Referendum Held Thereunder," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Behen, SS 1 for SB 2 was adopted in lieu of the original.

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

YEAS—Messrs. Behen, Cook, Correll, Harrison, Hickman, Hoey, Johnson, Lammot, McCullough, Melson, Nechay, Paradee, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and the bill: SS 1 for SB 2, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The Chief Clerk of the House informed the Senate that the House had concurred in SS 1 for SB 2.

The President Pro Tem of the Senate announced that he was about to sign: SS 1 for SB 2.

Upon motion of Mr. Reilly, the Senate adjourned at 5:55 P. M. until Tuesday, January 15, 1957, at 10:00 A. M.

5TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 10:15 A. M., on Tuesday, January 15, 1957.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, our heavenly Father, we beseech Thy blessings upon us this morning as we enter upon the duties of this day. We realize our need of Thy guidance every day of our lives. We know that Thou art ever near, closer to us than breathing, that we have but to turn to Thee, to find that Thou art ever ready to help in every time of need. We meet here today under the shadow of a great loss. One, who was a member of this Senate when last we met, has been called from his earthly tasks and is here no more. Bless his colleagues, with whom he was so intimately associated in the conduct of the affairs of our State, the people, whom he so faithfully represented, and the members of his family, to whom his sudden passing is such a great loss. Thou Who art the great Comforter, look down upon us with compassion, we pray. May the devotion to duty, the genial personality and the rich friendship of the departed Senator, not only be remembered by those who knew him, but may these attributes inspire us all to better and nobler lives. Above all fortify us in the faith that though "we have no continuing city here," there is "a city, eternal in the heavens, not built by human hand" that awaits all who look to Thee for strength and help. We ask in the name of Him Who triumphed over death and the grave. Amen.

Members present — Messrs. Behen, Correll, Harrison, Hickman, Hoey, Lammot, Melson, Nechay, Pryor, Reilly, Tull, Williams—12.

Members absent — Messrs. Cook, Johnson, McCullough, Mr. President Pro Tem—4.

(Senator Paradee died on Friday, January 11, 1957.)

The Secretary proceeded to read the Journal of the Previous Session when Mr. Melson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Messrs. Cook and McCullough.

On motion of Mr. Reilly, the Senate recessed until call of Chair.

Senate met at expiration of recess at 10:45 A. M.

The Sergeant-at-Arms announced the Speaker and Members of the House of Representatives. They were admitted and seated.

JOINT SESSION

Mr. Reilly moved that the House and Senate convene in Joint Session pursuant to SCR 3. Motion prevailed.

Mr. Reilly moved that the President of the Senate preside over the Joint Session. Motion prevailed.

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

Mr. Reilly moved that Senate Rule No. 36 be suspended for the rest of the day. Motion prevailed.

The President directed the Secretary 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 fifty-six, for New Castle County, according to the Constitution and Laws of the State of Delaware, sixty thousand two hundred twenty-eight votes were given for J. H. TYLER McCONNELL for Governor; sixty-six thousand seven hundred eighty-two votes were given for J. CALEB BOGGS 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, Caleb R. Layton, 3rd, and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained

the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this eighth day of November, A. D. 1956.

- (s) Frank L. Speakman, in lieu of President Judge
- (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 the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and fifty-six for Kent County, according to the Constitution and Laws of the State of Delaware, nine thousand, nine hundred and twelve (9,912) votes were given for J. H. TYLER McCONNELL for Governor; nine thousand six hundred and fourteen (9,614) votes were given for J. CALEB BOGGS 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, Collins J. Seitz and Charles L. Terry, Jr., constituting the Superior Court of 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 8th day of November, A. D. 1956.

- (s) Collins J. Seitz, 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 fifty-six for Sussex County, according to the Constitution and Laws of the State of Delaware, Fourteen thousand Nine Hundred Twenty-Three (14,923) votes were given for J. T. TYLER McCONNELL for Governor; Fifteen Thousand One Hundred Sixty-Two (15,162) votes were given for J. CALEB BOGGS for Governor; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel L. Herrmann 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 Eighth day of November, A. D. 1956.

- (s) Daniel L. Herrmann, Associate Judge
- (s) 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 fifty-six, for New Castle County, according to the Constitution and Laws of the State of Delaware, Fifty-Nine Thousand Three Hundred Seventy-Two votes were given for VERNON B. DERICKSON for Lieutenant Governor; Sixty-Seven Thousand One Hundred Forty-Seven votes were given for DAVID P. BUCKSON 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, Caleb R. Layton, 3rd, and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this eighth day of November, A. D. 1956.

- (s) Frank L. Speakman, in lieu of President Judge
- (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 the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and fifty-six for Kent County, according to the Constitution and Laws of the State of Delaware, Nine Thousand Eight Hundred and Three (9,803) votes were given for VERNON B. DERRICKSON for Lieutenant Governor; Nine Thousand Six Hundred and Thirty-Eight (9,638) votes were given for DAVID P. BUCKSON 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, Collins J. Seitz and Charles L. Terry, Jr., constituting the Superior Court of 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 8th day of November, A. D. 1956.

(s) Collins J. Seitz, 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 fifty-six for Sussex County, according to the Constitution and Laws of the State of Delaware, Fourteen Thousand Seven Hundred Sixty-Five (14,765) votes were given for VERNON B. DER-RICKSON for Lieutenant Governor; Fifteen Thousand Two Hundred Eighty-Eight (15,288) votes were given for DAVID P. BUCKSON for Lieutenant Governor; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel L. Herrmann 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 Eighth day of November, A. D. 1956.

(s) Daniel L. Herrmann, Associate Judge

(s) James B. Carey, Resident Associate Judge

The President directed the Joint Secretaries to report the vote for Governor and Lieutenant Governor of the State of Delaware. The Joint Secretaries reported the vote as follows:

FOR GOVERNOR

	J. H. Tyler McConnell	J. Caleb Boggs
New Castle	60,228	66,782
Kent	9,912	9,614
Sussex	14,923	15,162
	<hr/> 85,063	<hr/> 91,558

FOR LIEUTENANT GOVERNOR

	Vernon B. Derrickson	David P. Buckson
New Castle	59,372	67,147
Kent	9,803	9,638
Sussex	14,765	15,288
	<hr/> 83,940	<hr/> 92,073

The President declared the Honorable J. Caleb Boggs elected Governor of the State of Delaware, to hold office from the 3rd Tuesday of January, 1957, to the 3rd Tuesday of January, 1961.

The President declared the Honorable David P. Buckson elected to the office of Lieutenant Governor of the State of Delaware to hold office from the 3rd Tuesday of January, 1957, to the 3rd Tuesday of January, 1961.

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

The Secretary of the Senate and the Chief Clerk of the House compared their Journals, founds them to agree, and so notified the President.

Mr. Reilly moved the two Houses now separate to reconvene in their respective Chambers. Motion prevailed.

Senate met in regular session at the expiration of the Joint Session.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him, was adopted, and ordered to the House for concurrence: **SCR 4**—"Providing for Adjournment of the Senate and House Until Wednesday, January 23, 1957."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware, the House concurring therein, that at the close of business on January 15, 1957, both houses shall adjourn until Wednesday, January 23, 1957, at 1:00 P. M.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him, was adopted, and ordered to the House for concurrence: **SCR 5**—"Expressing the Sympathy of the Senate and the House of Representatives on the Death of Senator William C. Paradee."

WHEREAS, The Almighty, in His infinite wisdom on January 11, 1957, called Senator William C. Paradee of Magnolia, Delaware, to his reward, and

WHEREAS, during his lifetime he served the people of his State and Community in many public capacities, serving both in elected and appointed capacities in every phase of community life, and

WHEREAS, he gave unstintingly of his time and effort, always pleasant, sincere and cooperative, loved and respected by all, and

WHEREAS, he has served faithfully and well as a member of The Senate of both The 118th and 119th General Assembly of the State of Delaware, and

WHEREAS, it is with deepest sorrow and regret that the Members of the Senate and House of Representatives mourn the passage of their respected colleague, NOW, THEREFORE

BE IT RESOLVED, by the Senate of the 119th General Assembly of the State of Delaware, the House of Representatives concurring therein, as follows:

That the heartfelt sympathy of the Senate and the House of Representatives of the 119th General Assembly of the State of Delaware and of each member thereof, is hereby expressed and extended unto the widow and the family of the late William C. Paradee for the great loss which they have suffered by reason of his death on the 11th day of January, 1957, and further

THAT we do humbly and reverently pray to God Almighty that He comfort and be with the bereaved widow and the family of the late Mr. Paradee in this hour of their bereavement and further,

THAT a copy of this Concurrent Resolution be spread upon the respective journals of the Senate and the House of Representatives of the 119th General Assembly of the State of Delaware and a copy be forwarded to his widow, Mrs. Bertha Paradee, Magnolia, Delaware, and a further copy be delivered to the press.

The Chief Clerk of the House informed the Senate that the House had concurred in SCR 4 and SCR 5.

On motion of Mr. Reilly, the Senate adjourned at 11:50 A. M., until Wednesday, January 23, 1957, at 1:00 P. M.

6TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:45 P. M., on Wednesday, January 23, 1957, Lieutenant Governor Buckson presiding.

Prayer by the Chaplain, Rev. Kirwan: Eternal and merciful God, our heavenly Father, we come to Thee today as others have done through all the centuries of human history, knowing that in Thee we can put our trust and that Thou wilt not leave nor forsake us. Through their trust in Thee our fathers brought forth a way of life that is without parallel in human history. Give to us the faith and courage to protect and perfect this wonderful heritage. Grant unto those entrusted with the making of our laws and to those entrusted with their administration the wisdom and courage needed for the faithful performance of their duties. Help each citizen of our State dedicate himself to the unfinished task of building a more equitable society by upholding the hands of those to whom authority has been given. Out of the deliberations of this day

and the days to come may there be the accomplishment of that which is for the good of us all. We ask in the name of One, Who came into the world to serve. Amen.

Members present—Messrs. Behen, Cook, Correll, Harrison, Hickman, McCullough, Melson, Nechay, Pryor, Tull, Williams, Mr. President Pro Tem—12.

Members absent—Messrs. Hoey, Johnson, Lammot, Reilly—4.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Cook moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Messrs. Hoey, Lammot and Reilly.

On motion of Mr. Steen, the Senate recessed at 1:58 P. M. until call of Chair.

Senate met at expiration of recess at 4:00 P. M.

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

SB 10—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Banks and Trust Companies by Reducing the Minimum Par Value of Capital Stock of a Bank Organized Under Title 5, Chapter 7, from Ten Dollars (\$10.00) to Five Dollars (\$5.00)," by Steen; to Banking and Insurance.

SB 11—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Banks and Trust Companies by Changing the Lower Limit to Which Par Value of the Stock of a Bank or Trust Company May be Reduced by Amendment of Its Charter or Certificate of Incorporation from Ten Dollars (\$10.00) to Five Dollars (\$5.00)," by Steen; to Banking and Insurance.

Mr. Steen introduced the following resolution, which on further motion by him was adopted: **SR 21**—"Providing for Appointment of a Committee to Study and Report to the Senate Upon the Subject of Improvement of Motor Vehicle Safety-Responsibility-Law of the State."

BE IT RESOLVED by the Senate of 119th General Assembly of the State of Delaware, that the President Pro Tempore of the Senate appoint a committee of three (3) members to study and report to the Senate upon the subject of the improvement of the Motor Vehicle Safety-Responsibility-Law of the State, as found in Title 21, Chapter 29 of the 1953 Delaware Code as amended.

The President of the Senate left the Senate Chamber at 4:10 P. M. The President Pro Tem then presided.

The President Pro Tem referred to **SR 21**, and appointed the following to the Committee: Messrs. Nechay, Lammot and Williams.

Mr. Lammot introduced the following resolution, which on further motion by him, was adopted: **SR 22**—"In Reference to Election of Officers."

WHEREAS Jerry Ridgeway was previously elected to the office of coat room attendant, but was never sworn in and has never served, NOW THEREFORE:

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that Jerry Ridgeway is hereby removed and discharged from the office of Coat Room Attendant.

BE IT FURTHER RESOLVED that Wilson Bailey is hereby elected to be Coat Room Attendant, to serve during the pleasure of the Senate.

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

SB 12—"An Act to Amend Subchapter V, Entitled "Controlled-Access Highways," of Chapter 3, Title 17 of the Delaware Code, as Added Thereto by Chapter (H-718), Vol. 51, Laws of Del., to Facilitate the Establishment of Privately-Owned Competitive Commercial Enterprises for Serving Motorists on Service Roads, Parallel to Controlled-Access Highways," by Lammot; to Buildings and Highways.

SB 13—"An Act to Amend Chapter 45, Title 29, Delaware Code, Relating to the Custodian," by Behen; to Miscellaneous.

Mr. Hoey introduced the following resolution, which on further motion by him was adopted: **SR 23**—"Authorization for the State Librarian to Furnish Stationery and Other Supplies to the Accountant for the Joint Finance Committee."

BE IT RESOLVED by the Senate of the 119th General Assembly that the State Librarian be and he hereby is authorized and directed to furnish to the Accountant for the Joint Finance Committee, stationery and other supplies, the cost of which shall not exceed the sum of \$25.

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

SB 14—"An Act to Amend Chapter 1, Title 5, Delaware Code Relating to the State Bank Commissioner," by Behen; to Banking and Insurance.

SB 15—"An Act to Appropriate Certain Funds to the State Highway Department in Order to Provide a Four Hundred Dollar Increase in the Annual Salaries for State Police," by Behen; to Finance.

The President Pro Tem ordered the distribution of the Schedule for Visitation. The schedule being as follows:

SCHEDULE FOR VISITATION

The Chair wishes to announce that the week of January 28, 1957, will be Visitation Week for the General Assembly. The Senate and House will meet in skeleton session only.

On Monday, meeting at 10 o'clock in the morning the Senate and House will visit: (Jan. 28, 1957)—Georgetown, Workhouse; 11:30, lunch at Stockley, for the Mentally Retarded.

On Tuesday, meeting at 10 o'clock in the morning, the Senate and House will visit: (Jan. 29, 1957)—Lunch at the State Hospital, Farnhurst; Governor Bacon Health Center.

On Wednesday, meeting at ten o'clock in the morning, the Senate and House will visit: (Jan. 30, 1957)—Ferris School, Blind Shop, Wilmington, Delaware; Kruse for lunch, Woods Haven School.

On Thursday, meeting at 10 o'clock in the morning, the Senate and House will visit: (Jan. 31, 1957)—Sunnybrook Cottage for Blind Children, Lunch at Emily P. Bissell Sanatorium.

On Friday, meeting at 10 o'clock in the morning, the Senate and House will visit: (Feb. 1st, 1957)—University of Delaware all day.

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

SB 16—"An Act to Amend Title 14 of the Delaware Code Relating to Education by Providing Uniform Regulations for the Payment of Teachers Out of Local Funds," by McCullough; to Education.

SB 17—"An Act to Amend Title 14 of the Delaware Code by Providing Procedure in the Event It Is Necessary to Reduce the Number of Teachers in a District," by McCullough; to Education.

SB 18—"An Act to Amend Chapter 529, Volume 50, Laws of Delaware, in Respect to Interest Rates on State School Bonds," by Reilly; to Finance.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following bill: **HB 27**, which was presented by the Chair, given first and second readings by title only, and referred to committee as follows:

HB 27—"An Act Appropriating One Hundred Thousand Dollars to the State Board of Trustees of the Delaware State Hospital at Farnhurst, Delaware, for the Purpose of Paying the Salaries of Personnel of the Hospital for the Mentally Retarded at Stockley, Delaware, for the Fiscal Year Ending June 30, 1957," to Finance.

Mr. Reilly introduced the following resolution, which on further motion by him, was adopted: **SR 24**—"Congratulating Senator Eugene Lamot on His Election as Mayor of the City of Wilmington."

WHEREAS, at the last election in the City of Wilmington Senator Eugene Lamot was elected Mayor of that City, thus becoming the first Democrat to be elected to that office since 1933, and

WHEREAS, his constituents in the Senate know him to be an honest, sincere, conscientious and able public servant who while a member of the Senate has demonstrated his keen interest in Public Affairs and the general welfare of the citizens of the State, and

WHEREAS, Senator Lammot displayed his fine leadership ability as majority leader of the Senate of the 118th General Assembly of the State of Delaware.

NOW THEREFORE

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

That the members of the Senate of the 119th General Assembly of the State of Delaware take this opportunity to extend to Senator Eugene Lammot their congratulations on his election to the Office of Mayor of the City of Wilmington, and express their feeling and certainty that with God's help and guidance he will serve ably and well as Mayor of Wilmington for the best interests and welfare of the people of that city.

The Chair gave the privilege of the floor to Messrs. Reilly and Melson, who tendered congratulations to Mr. Lammot.

Privilege of the floor was granted to Mr. Lammot to thank the members of the Senate for the resolution made and adopted in his behalf.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following bill: **HB 30**, which was presented by the Chair, given first and second readings by title only, and referred to committee as follows:

HB 30—"An Act to Amend Chapter 529, Volume 50, Laws of Delaware, to Provide That Lewes School District be Permitted to Finance Additional Capital Improvements Thereunder and Appropriating the Necessary Funds," to Finance.

Mr. Nechay introduced the following concurrent resolution, which on his further motion was adopted and ordered by the Chair to be delivered to the House for concurrence: **SCR 6**—"Relating to Travel Expenses for Members of the General Assembly."

WHEREAS, The Cost of Transportation has increased greatly over the past number of years, and

WHEREAS, the allowance to Members of the General Assembly for expenses incurred in transportation has been kept on the same basis for a number of years, which basis seems unrealistic in view of present costs, and

WHEREAS, it is deemed advisable that these costs be reanalyzed with a view toward a proper basis for allowance of travel expense

NOW THEREFORE

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

That a committee consisting of six members, three from the House of Representatives, three from the Senate to be appointed to study and reanalyze the costs and expenses incurred in transportation and recommend a proper basis for allowance of such expenses to the members of the General Assembly in accordance with present day transportation costs and report back to the General Assembly within ten days with their recommendations.

The committee is to be composed of members of both political parties and the Senate members are to be chosen by the President Pro Tem of the Senate and the House members by the Speaker of the House of Representatives.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 19—"An Act to Amend Part III, Title 6, Delaware Code, Entitled "Weights, Measures and Standards" by Repealing Most of the Present Provisions and Substituting New Administrative and Substantive Provisions, Defining Certain Crimes and Appropriating Funds," by Correll; to Agriculture.

On motion of Mr. Cook, the Senate recessed for 5 minutes.

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

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following resolution: **HCR 2.**

The Chair presented the following House Concurrent Resolution, which upon the prevailing motion made by Mr. Reilly, was adopted, and ordered by the Chair to be returned to the House: **HCR 2**—"Expression of Deep Regret by Members of the House of Representatives and the Members of the Senate of the 119th General Assembly on the Untimely Death of Former Senator and Representative Honorable Clifford E. Burton."

WHEREAS, notice has been received of the death of Honorable Clifford E. Burton, late of Angola, Sussex County, Delaware, a former Official of Sussex County and one of the few Delawareans to serve in both Houses of the General Assembly, serving as Senator in the State Senate at the Sessions held in the years A. D. 1929-33; and as Representative in the House of Representatives at the Session held in the years A. D. 1927-29; and

WHERE, Honorable Clifford E. Burton was an outstanding citizen in his community and State, a man who participated in public affairs and who affiliated himself with groups interested in the public welfare; NOW, THEREFORE,

BE IT RESOLVED that the sympathy of each member of the House of Representatives and each member of the Senate is hereby extended to the family of the late Honorable Clifford E. Burton in their loss, with a Prayer that the Father of all mercies sustain and comfort them in this hour, and that the Peace which cometh from God alone and passeth all understanding, temper their grief for the loss they have sustained; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the Journal of the House and of the Senate of the 119th General Assembly of the State of Delaware, and a copy sent to the immediate family of the late Honorable Clifford E. Burton at their home in Lewes, Delaware, and a copy delivered to the Press.

The Chair granted the privilege of the floor to Mr. Melson, who came before the Rostrum and made a few brief remarks concerning a proposed Constitutional Amendment in regard to the boundaries of Senatorial and Representative Districts and the Election Methods in regard to Members of the Senate and House of Representatives.

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

SB 20—"An Act to Amend Article II of the Constitution of the State of Delaware by Changing the Boundaries of Senatorial and Representative Districts and the Number and Method of Electing Members of the Senate and House of Representatives," by Melson; to Elections.

SB 21—"An Act to Amend Article II of the Constitution of the State of Delaware by Providing for a Periodic Census of the Representative Districts of the State," by Melson; to Elections.

On motion of Mr. Reilly, the Senate adjourned at 4:05 P. M. until Thursday, January 24, 1957, at 1:00 P. M.

7TH LEGISLATIVE DAY

The Senate met pursuant to adjournment on Thursday, January 24, 1957, at 1:00 P. M.

Prayer was said by Mr. Melson.

Members present—Messrs. Behen and Melson—2.

There being no quorum present, the Senate was declared adjourned until 1:00 P. M., Monday, January 28, 1957. The members of the General Assembly made their official visit to the following State institutions: Georgetown Workhouse, Delaware Colony, Stockley.

8TH LEGISLATIVE DAY

The Senate met pursuant to adjournment on Monday, January 28, 1957, at 1:00 P. M.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, our Heavenly Father, we invoke Thy blessing upon our State and Nation today. As Thou hast guided the destiny of our people through all the years that are past, wilt Thou guide us through the days ahead. Be Thou with the President of our country and the Governor of our state and all those to whom we have committed the trust of leadership. May Thy blessings go with the members of our General Assembly as they go out upon their visitation to the various institutions of our state. Grant unto them the wisdom and understanding that will make their visitation helpful in the formulation of policy and beneficial to the people of Delaware. Bless the members of the Budget Commission as they consider the needs of our people and work toward their goal of assessing the needs of the various agencies of Government. So guide and direct all who are entrusted with responsibility and power that the interests of our state and people may be met in a just and equitable way. Unto Thyself receive us when our earthly journey is complete, we pray, in the Name of Christ, our Lord. Amen.

Members present—Messrs. Behen and Melson—2.

There being no quorum present, the Senate was declared adjourned until 1:00 P. M., Tuesday, January 29, 1957. The members of the General Assembly made their official visit to the following State Institutions: Georgetown Workhouse, Delaware Colony, Stockley.

9TH LEGISLATIVE DAY

The Senate met pursuant to adjournment at 1:00 P. M., Tuesday, January 29th, 1957. Mr. Melson presiding:

Prayer by the Chaplain, Rev. W. Kirwan: Our gracious Heavenly Father, our fathers put their trust in Thee and by their toil and faith, bequeathed to us a glorious heritage. From a wilderness they carved a nation that has been a haven of refuge through all the centuries of our history. Grant, we pray Thee, that we their descendants may cherish this country and its way of life, no less than those who made it possible through their toil and sacrifice. Give us a sense of high destiny and the courage and determination that will enable us to be faithful to Thee and to our state and nation. Keep before us the high ideals that have characterized those who have preceded us, that we may keep faith with them and with those who will follow us. Bless those who to a larger extent than most are entrusted with the responsibility of making and enforcing our laws. Forgive us for any lack of vision, for any

want of resolution and for any unfaithfulness and make us more obedient to Thy divine commands, that at the end of these earthly lives of ours we may be with Thee forever. We ask in the name of our Lord. Amen.

Members present: Messrs. Melson and Tull—2.

There being no quorum present, the Senate was declared adjourned until 1:00 P. M., Wednesday, January 30, 1957. The members of the General Assembly made their official visit to the following State Institutions: Delaware State Hospital, Farnhurst; Governor Bacon Health Center, Delaware City.

10TH LEGISLATIVE DAY

The Senate met pursuant to adjournment at 1:00 P. M., Wednesday, January 30, 1957. Mr. Melson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: We thank Thee, our Father, for this day and all the blessings Thou hast bestowed on us, for our homes and those we love, for health and strength, the joys that are ours in the things with which we are surrounded. We are grateful to Thee for the work in which we are engaged, the satisfactions that comes from the performance of our duties. Thou hast given us a good land in which to dwell, the abundance of material things and the evidence of Thy unfailing love. Grant that as we evaluate our innumerable blessings that there may be born in us a deeper spirit of gratitude to Thee, the Giver of every good and perfect gift and that out of that gratitude there may come a greater desire to serve Thee more acceptably. May we ever remember that from those to whom much is given, much is expected and that we can only fulfill our obligations to Thee and each other by trying to measure up to our responsibilities. Bless the members of our Legislature as they carry out their many duties and to them and to us all give the continuing sense of Thy presence and Thy guidance. We ask in the name of Jesus Christ, our Saviour and Redeemer. Amen.

Members present: Messrs. Behen, Melson, Tull—3.

There being no quorum present, the Senate was declared adjourned until Thursday, January 31, 1957 at 1:00 P. M. The members of the General Assembly made their official visit to the following State Institutions: Ferris School, Wilmington Blind Shop, Woods Haven School, Kruse School for Girls.

11TH LEGISLATIVE DAY

The Senate met pursuant to adjournment at 1:00 P. M., on Thursday, January 31, 1957. Mr. Melson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal and everliving God, our heavenly Father, we render our homage to Thee today, knowing that in Thee we have an eternal

and never-failing Friend and Helper, One, Who is ever conscious of our needs, and Whose blessing is never-failing to those who put their trust in Thee. Grant us Thy blessing in our work today. Give unto those who are engaged in the solution of the problems affecting our state and nation, the wisdom and understanding, the patience and perserverance necessary for their solution. Be with the members of our General Assembly as they continue their visitation to our public institutions. May their observations serve in the acquaintanceship with the needs that press so sorely upon us. Be with all others who are engaged in work for the public welfare. Keep before all of us the relationship we sustain with Thee and bring us unto Thyself at last. We ask in Christ's name. Amen.

Members present—Messrs. Hoey, Melson, Tull—3.

There being no quorum present, the Senate was declared adjourned until 1:00 P. M., Friday, February 1, 1957. The members of the General Assembly made their official visit to the following State Institutions: Emily P. Bissell Sanatorium, Sunnybrook Cottage for Blind Children.

12TH LEGISLATIVE DAY

The Senate met pursuant to adjournment at 1:00 P. M., on Friday, February 1, 1957. Mr. Melson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: All-merciful and eternal God, our Father, which art in heaven, of Whose presence we are ever mindful in the world about us, we thank Thee for this day with its opportunities, its challenges and its hopes. Thy love and mercy surrounds us on every side. We realize that it is through no worthiness of our own that we have been made the recipients of the blessings bestowed upon us, but through Thy great love and mercy for us. Be with us and with all for whom we should pray. Give us not only the spirit of gratitude, but also a deep sense of humility. Help us to appreciate our debt to those who have preceeded us and to those who are endeavoring to serve in all the various fields of human endeavor. Grant to our leaders the courage and wisdom so needful and to us all strength of purpose in meeting life's responsibilities. In the name of our Blessed Lord, we ask. Amen.

Members present—Messrs. Behen and Melson—2.

There being no quorum present, the Senate was declared adjourned until Monday, February 4th, 1957, at 1:00 P. M. The members of the General Assembly made their official visit to the following State Institution: University of Delaware.

13TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:10 P. M., on Monday, February 4th, 1957. Lieutenant Governor Buckson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Almighty God, our heavenly Father, Whose love and mercy surrounds us on every hand, we pause at the beginning of this day's deliberation to invoke Thy blessing upon the members of this Senate as they engage in the work that has brought them here. Grant unto them the wisdom needed in the discharge of their duties, fortify them with strength and courage in facing the responsibilities of government. Grant unto all of us the continuing sense of Thy presence and inspire in us a greater determination to do Thy will. Forgive the mistakes we make and help us in our efforts toward more worthy lives. We ask in the Blessed Name of our Lord. Amen.

Members present — Messrs. Cook, Correll, Hickman, Johnson, Lammot, McCullough, Melson, Pryor, Reilly, Tull, Mr. President Pro Tem—11.

Members absent—Messrs. Behen, Harrison, Hoey, Nechay, Williams—5.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Johnson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Messrs. Behen, Hoey, Williams and Nechay.

Upon motion of Mr. Reilly, which prevailed, Mr. Johnson and the President Pro Tem were appointed members of the Senate to present the Certificate of Election of Jester A. Gray to the Senate.

THE STATE OF DELAWARE

KENT COUNTY, ss.

BE IT REMEMBERED, That at the Special Election held on Saturday, January 26, in the year of our Lord one thousand nine hundred and fifty-seven, for Kent County, according to the Constitution and Laws of the State of Delaware,

JESTER A. GRAY

was duly elected Senator for the Fifth Senatorial District for said County in the General Assembly; for the Fifth Senatorial District for said County in lieu of William C. Paradee, late Senator for said Senatorial District of 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, Collins J. Seitz, 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 28th day of January A. D. 1957.

(Seal)

Collins J. Seitz, Chancellor

Charles L. Terry, Jr., Resident Associate Judge

Upon motion by Mr. Reilly, motion prevailing, the President of the Senate administered the oath of office to Mr. Jester A. Gray, elected to the Senate by the Special Election, held January 26, 1957, in the Fifth District of Kent County, Delaware.

OATH OF SENATOR

Kent County, The State of Delaware, ss.

I 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 State Senator in the General Assembly of the State of Delaware from Senatorial District No. Five in Kent County (to which office I was elected at the Special Election held in said State on Saturday, January 26th, A. D. 1957), 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.

JESTER A. GRAY

Sworn to this 4th day of February A. D., 1957, before me.

DAVID P. BUCKSON

President of Senate

On motion of Mr. Steen, motion prevailing, the President of the Senate administered the oath of office to Wilson Bailey:

OATH OF OFFICE

The State of Delaware, County of Kent, ss.

I, J. Wilson Bailey, 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 Cloakroom Attendant for the Senate in the General Assembly of the State, according to the best of my ability.

J. WILSON BAILEY

Sworn and subscribed to this 4th day of February, A. D. 1957.

DAVID P. BUCKSON

President of Senate

The Senate received a message from the Governor, as follows:

February 4, 1957

To the Senate of the State of Delaware:

On January 4, 1957, I nominated, appointed and submitted to the Senate the name of Chester V. Townsend, Jr., of Dagsboro, Delaware, to be a Member of the State Highway Commission.

I respectfully withdraw the nomination and appointment of Chester V. Townsend, Jr.

Sincerely,

J. CALEB BOGGS, Governor

The following bill was introduced, which received a first and second reading, the second reading by title only, and referred to committee as follows:

SB 22—"An Act to Appropriate Funds to the Levy Court of Kent County to Repay Suburban Improvement Bonds and Interest," by Behen; to Buildings and Highways.

The following bills were reported favorably by the Committee on Finance: **SB 1** and **HB 30**.

Upon motion by Mr. Lammot, motion prevailing, Senate Rule 22 was suspended.

On motion of Mr. Hoey, **HB 30**—"An Act to Amend Chapter 529, Volume 50, Laws of Delaware, to Provide That Lewes School District be Permitted to Finance Additional Capital Improvements Thereunder and Appropriating the Necessary Funds," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. President Pro Tem, Mr. Leon G. Farrin, Superintendent of the Lewes School District, was granted the privilege of the floor..

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Hoey, Johnson, Lammot, McCullough, Melson, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

NOT VOTING—Mr. Nechay—1.

ABSENT—Mr. Pryor—1.

So the question was decided in the affirmative and the bill: **HB 30**, having received the required constitutional majority, passed the Senate and was ordered returned to the House.

On motion of Mr. McCullough, the Senate recessed at 1:40 P. M., until call of Chair.

Senate met at expiration of recess at 3:10 P. M.

The Hon. John N. McDowell, Secretary of State, delivered the following message from the Governor to the Senate:

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, February 4, 1957

To the Senate of the State of Delaware:

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:

Francis Short, Georgetown, to be a Justice of the Peace in and for Sussex County for a term to expire January 30, 1961.

Clarence S. Foster, Newark, to be a Justice of the Peace in and for New Castle County for a term to expire February 2, 1961.

Richard C. Hairgrove, Camden, to be a Justice of the Peace in and for Kent County for a term to expire January 11, 1961.

Calvin H. Staats, St. Georges, to be a Justice of the Peace in and for New Castle County for a term to expire February 2, 1961.

Morris Groverman, Milford, to be a Justice of the Peace in and for Sussex County for a term to expire January 30, 1961.

Howard R. Moore, Milford, to be a member of the Kent County Department of Elections for a term to expire January 15, 1960.

Frederic A. Walls, Harbeson, to be a member of the Sussex County Department of Elections for a term to expire January 15, 1960.

Thomas W. Record, Laurel, to be a Justice of the Peace in and for Sussex County for a term to expire February 2, 1961.

Respectfully submitted,

J. CALEB BOGGS, Governor

The Chair announced the signing of **HB 30**.

The Chair announced the appointment of Mr. Gray to the following Committees, in lieu of the late Senator William C. Paradee:

Accounts (Chairman); Fish, Oyster and Game (Chairman); Miscellaneous; Public Health; Public Lands; Temperance.

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

SB 23—"An Act to Amend Chapter 121, Volume 28, Laws of Delaware as Amended by Chapter 142 Volume 36, Laws of Delaware Relating to the Date of Completion of Assessment and the Date of Hearing Appeals by the Board of Assessment for the City of Wilmington," by Reilly; to Municipal Corporations.

SB 24—"An Act to Repeal Chapter 5, Title 7, Section 537, Delaware Code of 1953, Relating to "Boat Inspector" to Abolish Such Office at the Expiration, Removal or Resignation of the Present Inspectors Term and Thereupon Establish a New Office of Boat Inspector to be Appointed and Removed by the Board of Game and Fish Commissioners of the State of Delaware," by Behen; to Fish, Oysters and Game.

SB 25—"An Act Making Appropriation to the Lewes-Cape May Ferry Commission for Expenses," by Behen for Hoey; to Finance.

Upon being granted the privilege of the floor, Mr. Reilly announced the visit by the members of the Senate to Delaware State College at Dover to be made Wednesday, February 13th, 1957, at 12:00 Noon.

On motion of Mr. Reilly, the Senate adjourned at 3:30 P. M., until Tuesday, February 5, 1957, at 1:00 P. M.

14TH LEGISLATIVE DAY

The Senate met pursuant to adjournment at 1:15 P. M., on Tuesday, February 5th, 1957. Lieutenant Governor Buckson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: We are ever mindful, our eternal heavenly Father, of our heritage from the past. For a land were liberty, justice and human brotherhood abound. We know that we are the recipients of this glorious heritage because of the unceasing efforts of men through long centuries to form a society where the greatest good for all mankind can prevail. We are grateful to Thee, for the extent this ideal prevails. If there yet remains a larger amount of selfishness than there should be; if the spirit of good will and human brotherhood is lacking; if intolerance yet exists to a greater extent than it should; if there is injustice and unconcern for the welfare of those less fortunate, we pray for the inspiration and courage to build on what we already possess to the end that ours may be a state and nation more in harmony with Thy great plan for a better place for men to dwell. Give to those entrusted with the making and administration of our laws the wisdom and courage that will make for the betterment of human conditions. Let us all have

the consciousness of being co-laborers with Thee in the building of a better way of life. In the name of One Who came to give life, and to give it more abundantly, we ask. Amen.

Members present—Messrs. Cook, Correll, Gray, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Mr. President Pro Tem—12.

Members absent—Messrs. Behen, Harrison, Hoey, Johnson, Williams—5.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Melson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Messrs. Johnson, Hoey, Williams.

Upon motion of the President Pro Tem, Senate Rule 36 was suspended.

A messenger was admitted from the office of the Governor. The Chair directed the Reading Clerk to read the messages.

GOVERNOR'S MESSAGE STATE OF DELAWARE EXECUTIVE DEPARTMENT

Dover, February 5, 1957

To the Senate of the State of Delaware:

This will advise you that on the dates indicated I have approved the following legislation:

January 9, 1957, Senate Bill No. 4—An Act to Amend Chapter 21, Title 29 Delaware Code Relating to the Governor.

January 11, 1957, Senate Substitute No. 1 for Senate Bill No. 2—An Act to Authorize the Board of Education of the Dover Special School District to Use Capital Improvement Funds Obtained Under Chapter 529, Volume 50, Laws of Delaware, for Purposes Authorized in Such Chapter Even Though Such Purposes Differ from Those Listed in the Notice of Election for the Local Referendum Held Thereunder.

February 4, 1957, House Bill No. 30—An Act to Amend Chapter 529, Volume 50, Laws of Delaware, to Provide That Lewes School District be Permitted to Finance Additional Capital Improvements Thereunder and Appropriating the Necessary Funds.

February 4, 1957, House Joint Resolution No. 1—Providing for a Joint Committee to Arrange for the Inauguration of the Honorable J. Caleb Boggs 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 Honorable Dwight D. Eisenhower as President of the United States; and Appropriating Funds.

Respectfully submitted,

J. CALEB BOGGS, Governor

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, February 4, 1957

To the Senate of the 119th General Assembly
 State of Delaware

**CONSTITUTIONAL AND STATUTORY SALARY
 INCREASES**

As I stated in my Legislative message of January 4, 1957 I believe it is imperative that salary increases be authorized for numerous positions for which the salaries are established by the Constitution or by statutes. Some of these increases, in my opinion, should be rather substantial.

I consider this action to be necessary in order to attract candidates for highly responsible elective offices and to obtain and retain high caliber personnel in important and essential appointive positions.

The action I suggest is also important in order for state government to compete successfully with other employers for the services of officials in many key positions.

I have the utmost confidence that your wise consideration and judgment will result in proper action. Therefore I am not submitting recommendations as to what the compensation for such officials should be.

The need for increased salaries for state employees whose salaries are not governed by statutes has already been recognized by me and this is reflected by the higher appropriations recommended in the salary category in the General Appropriation Bill.

You are aware that the salaries of the President of the Senate and of the members of the General Assembly may not be increased without enactment of a Constitutional Amendment.

For your convenience I am listing below numerous positions for which the salaries are established by statute. I respectfully recommend increases in these positions and will appreciate your favorable consideration thereof.

Title of Official	Statutory Number of Officials	Annual Statutory Salary
LEGISLATURE		
President of Senate	1	\$ 1,000
Senate Members	17	1,000
House Members	35	1,000
SUPREME COURT		
Chief Justice	1	17,500
Associate Justices	2	17,000

SUPERIOR COURT

President Judge	1	15,500
Associate Judge	4	15,000

COURT OF CHANCERY

Chancellor	1	15,500
Vice Chancellor	1	15,000

ATTORNEY GENERAL

Attorney General	1	10,000
Chief Deputy	1	7,500
New Castle County Deputy	1	6,500
New Castle County Assistant Deputy	1	6,000
Kent County Deputy	1	6,000
Sussex County Deputy	1	6,000
Sussex County Assistant Deputy	1	4,000
Tax Deputies	2	6,000
Detective—New Castle County	1	4,500
Detective—Kent County	1	3,000
Detective—Sussex County	1	3,000

FAMILY COURT OF
NEW CASTLE COUNTY

Judges	2	12,500
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JUVENILE COURT—KENT
AND SUSSEX COUNTIES

Judge	1	10,000
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COURT OF COMMON PLEAS

Kent County Judge	1	5,000
Sussex County Judge	1	10,000
New Castle County by statute has two judges at \$4,500 to \$5,500 as determined by and paid by the New Castle County Levy Court. These judges have the right to private practice. Kent County judge also enjoys the right to private practice		

SECRETARY OF STATE

Secretary	1	8,000
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STATE TREASURER

Treasurer	1	6,000
Deputy Treasurer	1	5,000

AUDITOR OF ACCOUNTS

Auditor	1	6,000
Deputy Auditor	1	5,000

BUDGET COMMISSION

Chief Accountant	1	7,500
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INSURANCE COMMISSIONER

Commissioner	1	6,000
Deputy Commissioner	1	5,000
Actuary	1	3,500
Chief Clerk	1	3,000
Clerk	1	2,500

TAX DEPARTMENT

Commissioner	1	8,000
Deputy Commissioner	1	6,500

BANK COMMISSIONER

Commissioner	1	7,000
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CIVIL DEFENSE

Director	1	6,000
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FIRE MARSHAL

Marshal	1	5,000
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NATIONAL GUARD

Adjutant General	1	6,000
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STATE DEVELOPMENT

Director	1	5,000
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LEGISLATIVE REFERENCE
BUREAU

Director	1	6,000
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OYSTER REVENUE

Collector	1	2,400
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STATE LIBRARIAN

Librarian	1	2,500
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CUSTODIAN OF STATE HOUSE

Custodian	1	3,000
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REGULATOR OF WEIGHTS
AND MEASURES

New Castle County Inspector	1	3,000
Kent County Inspector	1	2,000
Sussex County Inspector	1	2,000

HIGHWAY DEPARTMENT

Chief Engineer	1	12,500
Secretary	1	8,000
Safety Responsibility Director	1	3,600

BOARD OF HEALTH

Secretary	1	5,000
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BOARD OF PAROLE

Parole Officer	1	3,600
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INDUSTRIAL ACCIDENT BOARD

Members	3	3,600
Secretary	1	3,100

LABOR COMMISSION

Child Labor Inspector	1	3,400
10 Hour Wage Law Inspector	1	3,000

Respectfully submitted,

J. CALEB BOGGS, Governor

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 26—"An Act to Amend Chapter 55, Title 16, Delaware Code, in Respect to Admission, Detention and Commitment of Persons to the Hospital for the Mentally Retarded at Stockley, Delaware; and to Provide for Appeals," by Reilly, Johnson and Melson; to Judiciary.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him was adopted and ordered to the House for concurrence: **HCR 7**—"Relating to the Co-operation of the Wilmington Police."

WHEREAS, it is the custom of each General Assembly to visit the various State Institutions in order to become personally acquainted with the physical facilities and to be better able to understand the problems connected herewith, and

WHEREAS, among these various visitations is one to the "Blind Shop" located in central city Wilmington, and

WHEREAS, a sudden descent of the entire membership of the General Assembly in automobiles at the one location would have caused terrible traffic congestion, and

WHEREAS, through the foresight and efficiency of the Wilmington Police this confusion was avoided even though the members of the General Assembly were delayed considerably in their arrival,

NOW THEREFORE

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE

That the members of the Police Force of the City of Wilmington are hereby commended on their efficiency, kindness, courtesy and foresight in making parking arrangements for the General Assembly during their visitation in Wilmington.

Upon motion of Mr. Reilly, the senate recessed at 1:45 P. M. until call of Chair.

The Senate met at expiration of recess at 3:40 P. M.

The following bill was reported by the Finance Committee, as follows: **HB 27**, 3 favorable, 2 on merits.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 1** and **SCR 6**.

The Chair appointed Mr. Behen to deliver a copy of **SCR 5** to the widow of the late Senator William C. Paradee.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 27—"An Act to Amend Section 522, Title 28 of the Delaware Code, Relating to the Award of Dates for Harness Racing Meets," by Nechay and Johnson; to Claims.

Mr. Nechay introduced the following resolution, which on further motion by him was adopted: **SR 25**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 119th General Assembly, that the State Treasurer be and she hereby is authorized and directed to pay to any attache or employee, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, sums on account from time to time not to exceed the total of One Hundred Dollars (\$100.00) to any one person, on account of services to the present Session of the Senate, excepting the Senate attorneys who shall receive the sums on account from time to time, not to exceed the total of Two Hundred Dollars (\$200.00) to any one attorney. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

The following bill was reported as follows by the Committee on Municipal Corporations: **SB 23**, 2 on merits, 1 favorably.

On motion by Mr. Reilly, motion prevailing, Senate Rule 22 was suspended.

On motion of Mr. Reilly, **HB 27**—"An Act Appropriating One Hundred Thousand Dollars to the State Board of Trustees of the Delaware State Hospital at Farnhurst, Delaware, for the Purpose of Paying the Salaries of Personnel of the Hospital for the Meneally Retarded at Stockley, Delaware, for the Fiscal Year Ending June 30, 1957," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Reilly was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Hickman, Lamnot, McCullough, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Harrison, Hoey, Johnson, Melson—4.

So the question was decided in the affirmative and the bill: **HB 27**, having received the required constitutional majority, passed the Senate and was ordered returned to the House.

On motion of Mr. Reilly, SB 23—"An Act to Amend Chapter 121 Volume 28, Laws of Delaware as Amended by Chapter 142 Volume 36, Laws of Delaware, Relating to the Date of Completion of Assessment and the Date of Hearing Appeals by the Board of Assessment for the City of Wilmington," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Hickman, Lammot, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—12.

NAYS—Mr. McCullough—1.

ABSENT—Messrs. Harrison, Hoey, Johnson, Melson—4.

So the question was decided in the affirmative and the bill: SB 23, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The following bill was reported as follows by the Committee on Claims: SB 27, 2 favorable, 3 on merits.

Upon motion of Mr. Nechay, the Senate recessed for five minutes.

The Senate met at expiration of recess at 4:30 P. M.

Upon privilege of the floor, Mr. Reilly announced the official visit by the members of the General Assembly to Delaware State College on Wednesday, February 6, 1957, at 12 noon.

On motion of Mr. Reilly, the Senate adjourned at 4:35 P. M., until Wednesday, February 6, 1957, at 11:00 A. M.

15TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11:15 A. M., on Wednesday, February 6th, 1957. Lieutenant Governor Buckson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Almighty God, our heavenly Father, our finite minds cannot grasp the full extent of Thy glory, but through Christ, Thy blessed Son, has been revealed Thy love for us, so that, undeserving as we are, we are conscious of our relationship with Thee. Give us, we pray, a greater conception of our worth as human beings created in Thy likeness, of our capabilities for better and more useful lives and of our potentialities for serving Thee and our fellowmen. Mercifully help us in all our undertakings to be pure and good; encourage us in every effort to be true and loyal; to do justly, to love mercy, and to walk humbly with Thee our God. Sanctify all our desires and purposes, and upon each of us let Thy blessing rest. In the name of Christ our Lord. Amen.

Members present—Messrs. Behen, Cook, Correll, Gray, Hickman, McCullough, Melson, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—12.

Members absent — Messrs. Harrison, Hoey, Johnson, Lamot, Pryor—5.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Melson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

On motion of Mr. Cook, the Senate recessed at 11:30 A. M. until call of the Chair.

Senate met at expiration of recess at 4:10 P. M.

The following bills were reported out of the Committee on Banking and Insurance as follows: **SB 10**, 4 on merits, 1 favorable; **SB 11**, 4 on merits, 1 favorable

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

SB 28—"An Act to Amend Title 14 Delaware Code as Amended Relating to Education, by Providing Procedures for Contracts Between School Employees and School Boards," by McCullough; to Education.

SB 29—"An Act to Amend Title 14 of the Delaware Code by Providing Hospitalization and Surgical Insurance for School Employees," by McCullough; to Education.

SB 30—"An Act to Amend Title 14 of the Delaware Code by Increasing the Number of Unused Days of Sick Leave That May be Accumulated by School Employees," by McCullough; to Education.

SB 31—"An Act to Amend Title 29 of the Delaware Code by Adding Increases in the Federal Social Security Benefits to the Retirement Benefits of State Employees," by McCullough; to Education.

SB 32—"An Act to Amend Title 14 of the Delaware Code by Providing for a Teacher to Serve as an Ex-Officio Member of School Boards," by McCullough; to Education.

SB 33—"An Act to Amend Title 14 of the Delaware Code Relating to Education by Providing Extra Compensation for Teachers Performing Extra Duties," by McCullough; to Education.

SB 34—"An Act to Amend Chapter 22 of Title 9, Delaware Code of 1953, as Amended by Providing That the Levy Court of New Castle County Shall Establish Regulations for the Issuance of Sewer Permits and Authorizing the Levy Court of New Castle County to Establish the Form of Sewer Lien Docket for the Recording of Sewer Service Charges and Fees," by Reilly; to Municipal Corporations.

SB 35—"An Act to Amend Chapter 23, Title 9, Delaware Code, Relating to the Collection of Front Footage Assessments for County Sewers by the Levy Court of New Castle County," by Reilly; to Municipal Corporations.

SB 36—"An Act Authorizing the Levy Court of New Castle County to Sell to the Highest Bidder a Parcel of Land in Mill Creek Hundred, New Castle County," by Reilly; to Buildings and Highways.

SB 37—"An Act Proposing an Amendment to Section I of Article II of the Constitution of the State of Delaware, Providing for the Initiative and Referendum," by Reilly; to Elections.

Messrs. Johnson and Hoey asked to be marked present.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him was adopted, and ordered to the House for concurrence: **SCR 8**—"Providing for a Joint Session to Attend the Exercise Arranged in Commemoration of the Birthday Anniversary of Abraham Lincoln."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the Senate Pro Tem and the Speaker of the House appoint a joint committee for the purpose of arranging for the commemoration of the birthday anniversary of Abraham Lincoln.

BE IT FURTHER RESOLVED by the Senate of the State of Delaware, the House of Representatives concurring therein, that both Houses of the General Assembly shall meet in joint session on Tuesday, February 12, 1957 at 2:00 P. M., for the purpose of attending the exercises and hearing the program arranged for in commemoration of the birthday anniversary of Abraham Lincoln.

Mr. Nechay introduced the following resolution, which on further motion by him was adopted: **SR 26**—"Authorizing Purchase and Payment for Equipment for the Senate of the 119th General Assembly."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the sum of \$890.00 is hereby appropriated for the purchase of two electric typewriters, for the use of the Senate.

Two ancient legislative typewriters, no longer usable, shall be traded in on the purchase of the new typewriters.

Any funds remaining after the specific expenditures herein designated shall revert forthwith to the General Fund.

Mr. Nechay introduced the following resolution, which on further motion by him was adopted: **SR 27**—"Authorizing an Appropriation for Telephone Service Charges and Toll Calls in Connection With the Work of the Senate of the 119th General Assembly of the State of Delaware."

BE IT RESOLVED, by the Senate, that the amount of \$75.90 is hereby appropriated, to pay for telephone service charges, and toll calls in connection with the work of the Senate of the 119th Session of the General Assembly of the

State of Delaware, and that the State Treasurer be, and she is hereby authorized and directed to pay to the Diamond State Telephone Company the sum of \$75.90 for telephone service charges according to the statements dated February 1, 1957.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 38—"An Act to Amend Title 14 of the Delaware Code; Entitled "Education" by Providing for a Duty Free Period Near the Lunch Time," by McCullough; to Education.

On motion of Mr. Reilly, the Senate adjourned at 4:55 P. M., until Thursday, February 7, 1957, at 1:00 P. M.

16TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:15 P. M., on Thursday, February 7th, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, Maker of all things visible and invisible, Lord of the universe and Father of each human spirit, help us to be conscious with each breath we draw of Thy reality, Thy power, and Thy love. Help us to rise above the strife, the passions, the evil of the days in which we live into a new consciousness of Thy purpose, Thy power, and Thy glory. Keep before us the folly and horror of all hatred, all unkindness, all greed, all selfishness. May all men everywhere learn at last that Thou had made of one blood all the families of men, and hast created in this fair earth a home wide enough and rich enough for all. Knowing that in all our afflictions Thou art afflicted, may we trust Thee to take away the dark veil of suffering and want. Help us to learn how we can better make straight in the desert a pathway for Thee, that Thy kingdom may speedily come in peace, and power, and in great glory. In the name of Christ we ask. Amen.

Members present—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Reilly, Tull, Williams, Mr. President Pro Tem—12.

Members absent — Messrs. Hoey, McCullough, Melson, Nechay, Pryor—5.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Johnson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

On motion of Mr. President Pro Tem the Senate recessed until call of Chair.

Senate met at expiration of recess at 3:45 P. M.

Messrs. Pryor, Nechay and Behen asked to be marked present.

The Chair announced the signing of SB 1.

Mr. Williams introduced the following concurrent resolution, which on further motion by him was adopted and ordered to the House for concurrence: **SCR 9**—"Inviting the Boys' State to be the Guests of the One Hundred and Nineteenth General Assembly."

BE IT RESOLVED, by the Senate of the 119th General Assembly of the State of Delaware, the House of Representatives concurring therein that:

The members of the Boys' State, sponsored by the American Legion of the State of Delaware, are hereby invited to be the guests of the 119th General Assembly during its current Session, and

BE IT FURTHER RESOLVED, that the President of the Senate and the Speaker of the House of Representatives are hereby authorized and directed to appoint 2 members from each of their respective bodies to make arrangements with the representatives from the American Legion of Delaware for the visitation of Boys' State on the eleventh, twelfth and thirteenth days of April, 1957.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 39—"An Act to Amend Chapter 31, Title 9, Delaware Code Relating to Unemployment Compensation by Changing Certain of the Administrative Provisions Thereof," by Reilly; to Judiciary.

The Chair announced the signig of **SCR 2**, **HR 5**, and **HR 22**.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 40—"An Act to Amend Chapter 13 Title 15 of the Delaware Code Relating to Registration of Voters," by Pryor; to Elections.

Mr. Nechay introduced the following concurrent resolution, which upon further motion by him was adopted and ordered to the House for concurrence: **SCR 10**—"Appropriating Money to the State Librarian to Cover Cost of Legislative Supplies."

BE IT RESOLVED by the House of Representatives, the Senate Concurring therein that the sum of \$4,528.33 be appropriated to the State Librarian to cover cost of legislative supplies.

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

SB 41—"An Act to Appropriate Funds to the State Board of Education for a State Director of Industrial Arts, Secretarial Assistance and Traveling Expenses," by Cook for McCullough; to Education.

SB 42—"An Act to Appropriate Funds to the State Board of Education for a State Supervisor of School Libraries, Secretarial Assistance and Traveling Expenses," by Cook for McCullough; to Education.

SB 43—"An Act to Amend Chapter 13, Title 14, Delaware Code Relating to State Supported Salary Schedules for School Employees and Making Appropriation," by Cook for McCullough; to Education.

On motion of Mr. Nechay, **SB 27**—"An Act to Amend Section 522, Title 28 of the Delaware Code, Relating to the Award of Dates for Harness Racing Meets," was taken up for consideration and read a third time by title in order to pass the Senate.

Mr. Cook requested the privilege of the floor and requested deferment of **SB 27**.

Mr. Behen requested of the Chair that **SB 27** be deferred.

The Chair then directed the secretary to take a roll call on the deferment of **SB 27**, the vote as follows:

YEAS—Messrs. Behen, Cook, Gray, Reilly, Williams—5.

NAYS—Messrs. Correll, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Tull, Mr. President Pro Tem—9.

ABSENT—Messrs. Hoey, McCullough, Melson—3.

SB 27 not having received the required constitutional majority, was not deferred.

SB 27 not having received the required majority for deferment, the Chair directed the secretary to receive the yeas and nays on the bill, which being taken, were as follows:

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Reilly, Williams, Mr. President Pro Tem—12.

NAYS—Mr. Behen—1.

NOT VOTING—Mr. Tull—1.

ABSENT—Messrs. Hoey, McCullough, Melson—3.

So the question was decided in the affirmative and the bill: **SB 27**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 7**.

Motion by Mr. Reilly to adjourn until Friday, February 8, 1957, at 1:00 P. M. Mr. Reilly withdrew the motion, and at the direction of the President Pro Tem, took the Chair.

On motion of Mr. Steen, **SB 10**—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Banks and Trust Companies by Reducing the Minimum Par Value of Capital Stock of a Bank Organized Under Title 5, Chapter 7, from Ten Dollars (\$10.00) to Five Dollars (\$5.00)," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Steen, Mr. Randolph Hughes was granted the privilege of the floor.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough, Melson—4.

So the question was decided in the affirmative and the bill: **SB 10**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Steen, **SB 11**—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Banks and Trust Companies by Changing the Lower Limit to Which Par Value of the Stock of a Bank or Trust May be Reduced by Amendment of Its Charter or Certificate of Incorporation from Ten Dollars (\$10.00) to Five Dollars (\$5.00)," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough, Melson—4.

So the question was decided in the affirmative and the bill: **SB 11**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, **SB 36**—"An Act Authorizing the Levy Court of New Castle County to Sell to the Highest Bidder a Parcel of Land in Mill Creek Hundred, New Castle County," was taken up for consideration and read a third time by title in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough, Melson—4.

So the question was decided in the affirmative and the bill: **SB 36**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Steen, the Senate adjourned at 4:45 P. M., until Friday, February 8th, 1957, at 1:00 P. M.

17TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:15 P. M., on Friday, February 8th, 1957. Lieutenant governor Buckson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: We lift up our hearts to Thee today our gracious heavenly Father, knowing that in Thee we live and move and have our being. That it is through Thy bounteous mercy that we enjoy health and strength and the blessings that surround us on every hand. May our acceptance of Thy blessings bring to each of us a greater sense of our responsibility, not only to Thee, but, to all with whom we share Thy blessings. Forgive us for any lack of love, any selfishness or lack of understanding, that may have characterized our relationship with those we come in contact with. Help us to measure up to our responsibilities in all the challenges that life thrusts upon us. We live in days fraught with possibilities for greater service. Grant us faith to follow where Thy spirit leads. Out of the labor and strife of ours days may there come the consciousness of new heights attained, new goals reached, the keeping of the faith, without which all effort is vain. Bless, we pray Thee, the member of this Senate, who is in the hospital that he may soon be restored to health and strength, if it be Thy will. In Christ's blessed name, we ask. Amen.

Members present—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Melson, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—14.

Members absent—Messrs. Hoey, McCullough, Pryor—3.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Johnson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Mr. Pryor.

On motion of Mr. Steen, the Senate recessed at 1:30 P. M., until call of Chair.

Senate met at expiration of recess at 4:30 P. M. President Pro Tem Steen presiding.

The Chair announced the signing of **HB 27**.

The following bill: **SB 40** was reported favorably by the Committee on Elections.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 44—"An Act Authorizing the State Fire Marshal to Use Money Appropriated by Chapter 605, Volume 50 Laws of Delaware for Construction of Certain Buildings on State Land for Construction of Same Type Buildings on Other Land," by Cook; to Buildings and Highways.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him was adopted, and ordered by the Chair to the House for concurrence: **SCR 11**—"Expressing the Sympathy of the Senate and the House of Representatives on the Illness of Senator Walter J. Hoey."

WHEREAS, it has come to the attention of the Senate and the House of Representatives of the 119th General Assembly of the State of Delaware that Senator Walter J. Hoey has been confined to Milford Hospital due to an unexpected illness, and

WHEREAS, ALL the members of the Senate and the House of Representatives of the 119th General Assembly of the State of Delaware desire to express and extend their regret and sympathy unto Senator Walter J. Hoey, NOW, THEREFORE,

BE IT RESOLVED that the members of the 119th General Assembly of the State of Delaware do hereby express their best and sincere wishes for a speedy recovery of their constituent Senator Walter J. Hoey and pray that the Almighty will watch over him.

BE IT FURTHER RESOLVED that a copy of this concurrent resolution be spread upon the respective journals of the Senate and the House of Representatives of the 119th General Assembly of the State of Delaware and a copy be forwarded to Senator Walter J. Hoey, and a further copy be delivered to the Press.

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

SB 45—"An Act to Repeal Chapter 29, Title 5, of the 1953 Delaware Code Entitled "Fiduciaries of Oil, Gas or Mineral Leasehold Interests," by Reilly for Steen; to Judiciary.

SB 46—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to Specific Organizations Exempt from Certain Taxation and Assessment on Real Property," by Steen and Correll; to Private Corporations.

Mr. Hickman introduced the following resolution, which on further motion by him was adopted: **SR 28**—"Authorizing Payment of Certain Bills for Expenses Incurred by the Senate."

BE IT RESOLVED, by the Senate, that the sum of \$29.00 is hereby appropriated to pay for typewriter repairs, rentals and supplies in connection with the work of the Senate of the 119th Session of the General Assembly of the State of Delaware, and that the State Treasurer be, and she is hereby authorized and directed to pay to Whelan's, R. D. # 1, Box #548, Dover, Delaware, the sum of \$29.00 as payment for typewriter repairs, rentals, and supplies, and

BE IT FURTHER RESOLVED by the Senate that the sum of \$17.75 is hereby appropriated to pay for repairs to IBM typewriters in connection with the work of the Senate of the 119th Session of the General Assembly of the State of Delaware, and that the State Treasurer be, and she is hereby authorized and directed to pay to International Business Machines Corporation, 909 Delaware Avenue, Wilmington 99, Delaware, the sum of \$17.75 as payment for repairs to IBM typewriters, and

BE IT FURTHER RESOLVED by the Senate that the sum of \$326.75, is hereby appropriated to pay for printing in connection with the work of the Senate of the 119th Session of the General Assembly of the State of Delaware, and that the State Treasurer be and she is hereby authorized and directed to pay to Delaware State News, Dover, Delaware, the sum of \$326.75 in payment for printing.

The Chief Clerk of the House informed the Senate that the House had concurred in SCR 8, and that the House had passed and requested the concurrence of the Senate in the following bill: **HB 47**.

Upon motion of Mr. Reilly, motion prevailing, the Senate recessed for 5 minutes.

The Senate met at expiration of recess at 5:10 P. M.

The Chair appointed the following members of the Senate to the Delaware Commission on Interstate Cooperation to serve thereon for a period of two years, said period commencing Friday, February 1, 1957: Mr. Elwood F. Melson, Jr., Claymont, Delaware; Mr. William B. Behen, Dover, Delaware; Mr. Walter J. Hoey, Milford, Delaware.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 47—"An Act Appropriating Certain Monies to Sally Glynn Paris for Additional Salary to Which She Was Entitled to be Paid as a Teacher at the Marshallton School District No. 77," by McCullough; to Education.

The Chair presented the following bill, which was given first and second reading, the second by title only, and referred to committee as follows:

HB 47—"An Act to Permit the State Board of Health to Use Funds Appropriated in Chapter 223, Volume 50, Laws of Delaware for Purchase of Polio Vaccine and for Administering the Vaccine to Any Person in the State," to Public Health.

The following bills were reported by the majority of the respective committees as follows: **SB 14**, 4 favorable, 1 on merits, by Banking and Insurance; **SB 34**, 2 favorable, 2 on merits, by Municipal Corporations; **SB 35**, 3 favorable, 1 on merits, by Municipal Corporations.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 11**.

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

SB 48—"An Act Authorizing the State Highway Department to Study and Construct a System of Flood Control in the City of New Castle and Appropriate Funds Therefor," by McCullough; to Buildings and Highways.

SB 49—"An Act Appropriating Money to the State Highway Department for Maintenance, Repairs and Reconstruction of Certain Streets and Roads," by McCullough; to Buildings and Highways.

Mr. McCullough requested the privilege of the floor to make the following remarks:

Despite the quotation attributed to me by the Wilmington papers this morning, I want to make it perfectly clear that I had no intention of impugning the good name of any member of the Senate.

The intent of my remarks was that in times past certain persons have received special consideration at the Inspection Lanes throughout the State by asking certain politicians to intercede on their behalf.

One thing I want to make clear at this time is that I consider the character of both present Senators from Wilmington above reproach.

The following bill was reported by the Committee on Public Health as follows: **HB 47**, 4 favorable, 1 absent.

The Chair announced the signing of **SCR 11**.

On motion of Mr. Reilly, the Senate adjourned at 5:35 P. M., until Tuesday, February 12, 1957, at 11:00 A. M.

18TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11:30 A. M., on Tuesday, February 12th, 1957. Lieutenant Governor Buckson presiding.

Prayer by the Chaplin, Rev. Ray W. Kirwan.

Members present—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Pryor, Reilly, Tull, Mr. President Pro Tem—12.

Members absent—Messrs. Hoey, Johnson, Melson, Nechay, Williams—5.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Lammot moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

The following message from the Governor was delivered to the Senate:

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, February 12, 1957

To the Senate of the State of Delaware:

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:

James B. Doughton, Jr., Townsend, to be a Justice of the Peace in and for New Castle County for a term to expire February 5, 1961.

M. Haswell Pierce, Milford, to be a member of the Atlantic States Marine Fisheries Commission for a term to expire February 8, 1960.

Edward S. Knight, Wyoming, to be Custodian of the State House for a term to expire on the second Tuesday in February, 1961.

W. Deane Johnston, Dover, to be State Librarian for a term to expire on the second Tuesday in February, 1959.

Respectfully submitted,

J. CALEB BOGGS, Governor

On motion of Mr. Reilly, the Senate recessed until 1:00 P. M.

Senate met at expiration of recess at 2:00 P. M.

Messrs. Nechay and Williams asked to be marked present.

Mr. Reilly moved that Senate Rule 36 be suspended for the rest of the day. Motion prevailed.

The Sergeant-at-Arms admitted the members of the Choir of Delaware State College.

The Sergeant-at-Arms announced the Speaker and Members of the House of Representatives. They were admitted and seated. Lieutenant Governor Buckson invited the Speaker of the House to a seat on the Rostrum.

Mr. Reilly moved that the House and Senate convene in Joint Session. Motion prevailed.

JOINT SESSION

Mr. Reilly moved that the President of the Senate preside over the Joint Session. Motion prevailed.

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

Upon motion by Mr. Reilly, motion prevailing, a committee of four was appointed to escort the Governor to the Senate Chamber. The Chair appointed the following to the committee: Messrs. Quigley and Snowden, and Messrs. Reilly and Williams.

The above named committee escorted the Governor to the Rostrum.

The Chaplain of the Senate, Rev. Ray W. Kirwan, read the following prayer:

God of our fathers, known of old, and our God today, we thank Thee that in every great crisis in our national history Thou has given us the leadership that has seen us safely through that crisis. That when the unity of our country was threatened by war between the states and the nation of Washington, Jefferson and Jackson seemed destined to permanent division Thou didst in Abraham Lincoln provide the wisdom, courage, perseverance and patience that kept us a united nation. As we pay homage to his memory on this another anniversary of his birth, may those attributes of mind and heart that made him great be an inspiration to all of us, and may this nation that he loved and for which he gave the last full measure of devotion, go forward under the God, he trusted, to yet greater and nobler heights, that this government of the people, by the people, for the people, shall always continue to be our heritage. We ask in Christ's Name. Amen.

The President of the Senate announced that the Delaware State College Choir would sing two selections.

Following the presentation of songs by the choir, the President of the Senate introduced the Hon. John G. Leach, of Wilmington, who delivered the memorial address.

Following the address, the choir sang two more selections.

The President of the Senate then declared the conclusion of the memorial observance of Lincoln's Birthday, and ordered the previously named committee to escort the Governor from the Senate Chamber.

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

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

Mr. Cook moved the two Houses now separate to reconvene in their respective chambers. Motion prevailed.

The Speaker and Members of the House then left the Senate Chamber.

The members of the Delaware State College Choir left the Chamber.

On motion of Mr. Steen, the Senate recessed at 3:05 P. M. until the call of the Chair.

Senate met at expiration of recess at 3:55 P. M. President Pro Tem Steen presiding.

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 29**—"Thanking McCready Flower Shop for Its Thoughtfulness in Sending Flowers for the Holiday."

WHEREAS, McCready Flower Shop has been thoughtful enough to send flowers to the Senate that each Senator may wear a boutonniere on this holiday honoring Lincoln's Birthday, and

WHEREAS, this thoughtfulness is appreciated

NOW THEREFORE

BE IT RESOLVED BY THE SENATE OF THE 119TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE

Section 1. That the members of the Senate of the 119th General Assembly of the State of Delaware do hereby thank McCready Flower Shop of Wilmington, Delaware, for the courtesy and thoughtfulness shown in sending boutonnieres to the members of the Senate to help celebrate the birthday of Abraham Lincoln.

Section 2. That a copy of this Resolution is to be sent to McCready Flower Shop, Wilmington, Delaware.

The following bills were reported by the majority of the Miscellaneous Committee as follows: **SB 8**, 1 on merits, 2 favorable; **SB 13**, 2 favorable, 1 on merits, 1 unfavorable.

The Sergeant-at-Arms admitted a messenger from the Governor. The Chair directed the secretary to deliver the message to the Chairman of the Executive Committee.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 50—"An Act Amending Chapter 11, Title 4, of the Delaware Code Relating to the Retention and Return of Motor Vehicles Seized and Possessed by the Liquor Commission," by Behen; to Temperance.

SB 44 was reported favorably by the majority of the Committee on Buildings and Highways.

On motion of Mr. Reilly, the Senate adjourned at 4:05 P. M., until 1:00 P. M., Wednesday, February 13, 1957.

19TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:15 P. M., on Wednesday, February 13th, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Our heavenly Father, we lift our hearts to Thee in adoration and praise, conscious that it is through Thy love and mercy that we enjoy so many of life's choicest blessings. Out of an infinite love Thou didst send Thy Son upon the earth long years ago that

all men through Him might have life and have it more abundantly. The impact of His life and teaching upon the world has produced the civilization we know today. Out of the darkness and superstition of the pre-Christian centuries have come the ever-increasing freedom and enlightenment of the Christian era, where selfishness and greed are giving way to unselfishness and generosity, fear to trust, prejudice to understanding and hatred to love. We pray for the continuation of this changing process as the Spirit of Christ takes greater hold on the lives of men, that the Kingdom of God may become more and more a living reality in the world in which we live. May brotherhood and tolerance replace suspicion and mistrust everywhere as we come more and more in the likeness of One, Who proclaimed the Fatherhood of God and the Brotherhood of man. To that end engage all our power and devotion. We pray. Amen.

Members present—Messrs. Behen, Correll, Gray, Harrison, Lammot, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—10.

Members absent—Messrs. Cook, Hickman, Hoey, Johnson, McCullough, Melson, Pryor—7.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Williams moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

On motion of Mr. Reilly, the Senate recessed at 1:20 P. M., until call of Chair.

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

Messrs. Hickman, Melson, Cook, Pryor and McCullough asked to be marked present.

On motion of Mr. Behen, SB 8—"An Act to Amend Chapter 67, Title 29, Delaware Code Relating to Procurement of Supplies and Automobiles," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Hoey and Johnson—2.

So the question was decided in the affirmative and the bill: SB 8 having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, SB 9—"An Act to Amend Title 31, Delaware Code, Entitled "Welfare" in Regard to the Maximum Amount of Assistance to be Granted Under the Aid to the Blind Program," was taken up for consideration and read a third time by title in order to pass the Senate:

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Hoey and Johnson—2.

So the question was decided in the affirmative and the bill: **SB 9** having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 51—"An Act to Amend Article 5, of the Constitution of the State of Delaware," by Pryor; to Elections.

On motion of Mr. Behen, **SB 14**—"An Act to Amend Chapter 1, Title 5, Delaware Code, Relating to the State Bank Commissioner," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Hoey and Johnson—2.

So the question was decided in the affirmative and the bill: **SB 14**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 23** and **SB 27**.

On motion of Mr. Pryor, **SB 40**—"An Act to Amend Chapter 13, Title 15 of the Delaware Code Relating to Registration of Voters," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Hoey and Johnson—2.

So the question was decided in the affirmative and the bill: **SB 40** having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Cook, **SB 44**—"An Act Authorizing the State Fire Marshal to Use Money Appropriated by Chapter 605 Volume 50 Laws of Delaware for Construction of Certain Buildings on State Land for Construction of Same Type Buildings on Other Land," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Hoey and Johnson—2.

So the question was decided in the affirmative and the bill: **SB 44** having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The following bills were reported by the majority of the respective committees as follows: **SB 45**, 1 favorable, 3 on merits, 1 absent, by Judiciary; **SB 50**, 4 favorable, 1 absent, by Temperance.

On motion of Mr. Correll, **SB 46**—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to Specific Organizations Exempt from Certain Taxation and Assessment on Real Property," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Hoey and Johnson—2.

So the question was decided in the affirmative and the bill: **SB 46**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Cook, **HB 47**—"An Act to Permit the State Board of Health to Use Funds Appropriated in Chapter 223, 50 Laws of Delaware for Purchase of Polio Vaccine and for Administering the Vaccine to Any Person in the State," was taken up for consideration and read a third time by title in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Hoey and Johnson—2.

So the question was decided in the affirmative and the bill: **HB 47**, having received the required constitutional majority, passed the Senate and was ordered returned to the House.

The Chair announced the signing of **SB 23** and **SB 27**.

Mr. McCullough requested the privilege of the Floor to make the following announcement:

Hearings will be held by the Senate Education Committee on Thursday, February 21, 1957, at 3:30 P. M. in the Senate Lounge on the bills pertaining to Education:

SB 28—An Act to Amend Title 14, Delaware Code as Amended Relating to Education, by Providing Procedures for Contracts Between School Employees and School Boards.

SB 29—An Act to Amend Title 14 of the Delaware Code by Providing Hospitalization and Surgical Insurance for School Employees.

SB 30—An Act to Amend Title 14 of the Delaware Code by Increasing the Number of Unused Days of Sick Leave That May be Accumulated by School Employees.

SB 43—An Act to Amend Chapter 13, Title 14, Delaware Code, Relating to State Supported Salary Schedules for School Employees and Making Appropriation.

On motion of Mr. Reilly, the Senate adjourned at 4:10 P. M., until Thursday, February 14, 1957, at 1:00 P. M.

20TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:25 P. M., on Thursday, February 14th, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, our heavenly Father, we invoke Thy blessings upon us as we meet together today. May Thy blessing rest upon the members of this Senate as they come together for another Session to deal with the affairs of our great State. Grant unto them the wisdom and vision that will make their meeting beneficial to all of the people whom they serve. Keep ever before them and before all their fellow citizens the high ideals that have inspired the people of this state and nation through all the years of our history. Grant to all who are entrusted with the responsibility of leadership the cooperation and support of their fellow citizens. Bless them with continued health and strength and the satisfaction that comes from service rendered in a just and worthwhile cause. May the member who has been absent because of illness soon be able to return to his duties here. We ask these blessings in the name of Christ, our Bleesed Redeemer. Amen.

Members present — Messrs. Correll, Gray, Harrison, Hickman, Johnson, Lammot, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

Members absent—Messrs. Behen, Cook, Hoey, McCullough—4.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Johnson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Mr. Behen.

Upon motion by Mr. Reilly, motion prevailing, the Senate recessed at 1:35 P. M. until call of Chair.

The Senate met at expiration of recess at 4:05 P. M.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 52—"An Act Making an Appropriation to the Delaware Commission of Shell Fisheries for the State's Share of the Initial Costs of the Improvements of the Indian River Bay Channel via Pepper's Creek 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 Improvement," by Reilly for Steen; to Finance.

Mr. Cook asked to be marked present.

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

SB 53—"An Act Proposing an Amendment to Section 9 of Article 3 of the Constitution of the State of Delaware Relating to the Length of the Unexpired Term to Which a Successor is Elected," by Reilly for Steen; to Revised Statutes.

SB 54—"An Act to Amend Chapter 13, Title 14 of the Delaware Code Relating to State Supported Salary Schedules for School Employees and Provide an Appropriation Therefor," by McCullough; to Education.

Upon motion by Mr. Reilly, motion prevailing, action taken the previous day, February 13, 1957, the 19th Legislative Day, upon **SB 9** and **SB 46**, was declared null and void, said bills upon being delivered up to the Chair for roll call not bearing their respective committee reports, and roll call thereon being taken in error.

Upon motion of Mr. Reilly, motion prevailing, Senate Rule 22 was suspended for the rest of the day.

Upon motion of Mr. Reilly, motion prevailing, **SB 46** and **SB 9** were returned to committee.

The following bills were reported favorably by the majority of the respective committees as follows: **SB 9**, by Revised Statutes; **SB 46**, by Private Corporations.

On motion of Mr. Pryor, SB 9—"An Act to Amend Title 31, Delaware Code, Entitled "Welfare" in Regard to the Maximum Amount of Assistance to be Granted Under the Aid to the Blind Program," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Hoey—1.

So the question was decided in the affirmative and the bill: SB 9, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, SB 46—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to Specific Organizations Exempt from Certain Taxation and Assessment on Real Property," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Hoey—1.

So the question was decided in the affirmative and the bill: SB 46, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

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

SB 55—"An Act to Appropriate Funds to the State Board of Education for the Purpose of Allowing Delaware Teachers to Attend All Sessions of the Division of University of Delaware Without Cost," by McCullough; to Education.

SB 56—"An Act to Amend Chapter 51, Title 29 of the Delaware Code by Authorizing the State Treasurer to Make Certain Pay Roll Deductions for School Employees and Providing Compensation to the State Therefor," by McCullough; to Education.

Request that the following be stricken from the calendar was granted to member as follows: To Mr. Reilly, SB 35.

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

SB 57—"An Act to Amend Chapter 23, Title 9, Delaware Code Relating to Sanitary Sewer Districts in New Castle County," by Reilly; to Buildings and Highways.

SB 58—"An Act Creating the Delaware Civil Service Commission, Providing for the Appointment, Duties and Powers of the Commissioners, a Director of Civil Service and Other Employees, Establishing a Classified and an Unclassified State Service, Providing for the Establishment of Regulations Governing Competitive Examinations, Employment Leaves, Records, Appeals, and Separation of Classified Civil Service Employees, and Appropriating Money Therefor," by Pryor and Johnson; to Revised Statutes.

The following bill was reported by the majority of the Committee on Buildings and Highways as follows: **SB 12**, 2 on merits, 1 favorable.

On motion of Mr. Reilly, the Senate adjourned at 5:10 P. M., until Friday, February 15, 1957, at 1:00 P. M.

21ST LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:25 P. M., on Friday, February 15th, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal Father of us all, we pause again at the beginning of this day's Session to invoke Thy blessing upon our State and Nation and to ask Thy divine guidance for all those who are entrusted with the making and enforcement of our laws. We realize that there are limitations to all human understanding, imperfections in all human endeavor and that men so often come short of the realization of their hopes. Guide in what is said and done here this day, we pray. Out of the thought and effort put forth may there come that measure of achievement that will make for a better and more equitable way of life. Give to all of us the faith to trust Thee, the courage to stand for what we believe and wisdom to follow Thy guidance. Bring us at the end of life's day forever into Thy presence. We ask in the name of our Saviour. Amen.

Members present—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—16.

Member absent—Mr. Hoey—1.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Johnson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

The following bill was reported by the majority of the Committee on Judiciary as follows: **SB 39**, 2 favorable, 3 on merits.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 59—"An Act to Amend Chapter 5, Title 8, Section 502, of the Delaware Code Relating to Corporation Annual Filing Fees," by Tull; to Private Corporations.

Privilege of the floor was granted to Mr. Lammot to announce that on Monday, February 18, 1957, at 2:30 P. M., all members of the Senate were to meet in the Senate Lounge to discuss the matter relating to Senate Rules.

Upon motion of Mr. Cook, the Senate recessed at 1:35 P. M., until call of Chair.

The Senate met at expiration of recess at 3:40 P. M.

On motion of Mr. Reilly, **SB 45**—"An Act to Repeal Chapter 29, Title 5, of the 1953 Delaware Code Entitled "Fiduciaries of Oil, Gas or Mineral Leasehold Interests," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Reilly, Mr. Randolph Hughes, State Bank Commission, was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Cook, Correll, Harrison, Hickman, Lammot, McCullough, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—12.

NAYS—None.

NOT VOTING—Mr. Pryor—1.

ABSENT—Messrs. Gray, Hoey, Johnson, Melson—4.

So the question was decided in the affirmative and the bill: **SB 45**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

Mr. Cook introduced the following concurrent resolution, which on further motion by him was adopted and sent to the House for concurrence: **SCR 12**—"Directing the Appointment of a Committee to Arrange a Suitable Program for the Observance of Washington's Birthday."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the President of the Senate and the Speaker of the House of Representatives of the 119th Session of the General Assembly be and they hereby are authorized and directed to appoint three members from their respective Houses to constitute a Joint Committee to arrange a suitable program for the observance of Washington's Birthday.

The Chair appointed the following members of the Senate to serve on the committee to arrange a suitable program for the observance of Washington's Birthday: Messrs. Williams, Lamot and Nechay.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 58**, 3 favorable, 1 on merits, by Revised Statutes; **SB 53**, 3 favorable, 1 on merits, by Revised Statutes; **SB 26**, 2 favorable, 1 on merits, by Judiciary; **SB 51**, by Elections.

The Sergeant-at-Arms admitted a messenger from the Governor. The Chair directed the reading clerk to read the following message from the Governor:

**STATE OF DELAWARE
EXECUTIVE DEPARTMENT**

Dover, February 15, 1957

To the Senate of the State of Delaware:

This will advise you that on the dates indicated I have approved the following legislation:

February 14, 1957, Senate Bill No. 23—An Act to Amend Chapter 121 Volume 28, Laws of Delaware as Amended by Chapter 142 Volume 36, Laws of Delaware, Relating to the Date of Completion of Assessment and the Date of Hearing Appeals by the Board of Assessment for the City of Wilmington.

February 15, 1957, Senate Bill No. 27—An Act to Amend Section 522, Title 28 of the Delaware Code, Relating to the Award of Dates for Harness Racing Meets.

Respectfully submitted,

J. CALEB BOGGS, Governor

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

SB 60—"An Act to Amend Chapter 43, Title 21, Delaware Code, Relating to Equipment and Construction of Vehicles," by Cook; to Buildings and Highways.

SB 61—"An Act Authorizing the Levy Court of Kent County to Reimburse Certain People for Overpayment of Taxes," by Cook; to Finance.

Mr. Nechay introduced the following resolution, which on further motion by him was adopted: **SR 30**—"Appropriation for Postage Stamps for the Senate of the 119th General Assembly."

BE IT RESOLVED, by the Senate of the 119th General Assembly of the State of Delaware, that the sum of \$500.00 be and the same is hereby appropriated out of the General

Fund in the Treasury of the State of Delaware for the purchase of postage stamps to be used for the official business of the Senate of the 119th General Assembly.

BE IT FURTHER RESOLVED, that the State Treasurer of the State of Delaware is hereby authorized and directed to pay for such postage stamps out of said appropriation upon warrants approved by the State Librarian.

Mr. Nechay introduced the following concurrent resolution, which on further motion by him was adopted and sent to the House for concurrence: **SCR 13**—"Appropriating Money to the State Librarian to Cover Cost of Legislative Supplies."

BE IT RESOLVED by the Senate, the House of Representatives concurring therein that the sum of \$2,858.67 be appropriated to the State Librarian to cover cost of Legislative supplies.

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

SB 62—"An Act to Amend Chapter 13, Title 14, Delaware Code, Relating to State Supported Salary Schedules for School Employees," by McCullough; to Education.

SB 63—"An Act to Amend Chapter 12, Title 14 of the Delaware Code by Establishing Professional Certification Commissions," by McCullough; to Education.

On motion of Mr. Cook, the Senate adjourned at 4:55 P. M., until Monday, February 18, 1957, at 1:00 P. M.

22ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:10 P. M., on Monday, February 18th, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain: Rev. Ray W. Kirwan: We thank Thee, our Blessed Heavenly Father, for this day, evidencing the blessings that come to us from Thy hand. We thank Thee for this land in which we dwell, the land of liberty and opportunity, of civil and religious freedom, for which our forefathers paid the last full measure of devotion. Surely, ours is a wondrous heritage. Help us to protect, preserve and transmit to the generations yet unborn the glorious heritage that is ours. Give to each of us not only a deep and lasting sense of gratitude for the blessings we enjoy, but, inspire within us a spirit of consecration that will help us toward the living of more worthy lives. May our every thought, word and deed be in keeping with the high destiny that Thou hast bestowed upon us. Forgive our mistakes and errors and lead us in the way that Thou wouldst have us go. We ask in the name of One Who is "the way, the truth and the life." Amen.

Members present — Messrs. Correll, Gray, Harrison, Lammot, McCullough, Melson, Pryor, Reilly, Williams, Mr. President Pro Tem—10.

Members absent—Messrs. Behen, Cook, Hickman, Hoey, Johnson, Nechay, Tull—7.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Melson moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Asked to be marked present: Messrs. Nechay and Cook.

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

SB 64—"An Act to Appropriate Additional Funds to Complete the Construction of the State Detention Home for Juveniles," by Lammot and Reilly; to Finance.

SB 65—"An Act to Amend Chapter 16, Title 9, Delaware Code Relating to Levy Court of New Castle County," by Reilly and Lammot; to Judiciary.

SB 66—"An Act to Amend Section 6, Article 2 of the Constitution of the State of Delaware," by Nechay; to Judiciary.

The Chair granted the privilege of the floor to Mr. Lamlot, who then announced that the members of the Senate were requested to attend this day a meeting in the Senate Lounge to discuss Senate Rules, the meeting being appointed at 2:30 P. M.

On motion of Mr. Cook, the Senate recessed at 1:20 P. M., until call of Chair.

Senate met at expiration of recess at 4:05 P. M. The President Pro Tem presiding.

Messrs. Hickman and Behen asked to be marked present.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HB 22** with **HA 1**.

Mr. Cook on behalf of Mr. Nechay, introduced the following resolution, which on further motion by him was adopted: **SR 31**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 119th General Assembly, that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, sums on account from time to time not to exceed the total of One Hundred Dollars (\$100.00) to any one person, on account of services to the present Session of the Senate, excepting the Senate attorneys who shall receive the sums on account from time to time, not to exceed the total of Two Hundred Dollars (\$200.00) to any one attorney. Any such sums so paid shall

be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be part of the expenses of this Session of the Senate.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 67—"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 White's Creek Between Indian River Bay and a Point Beyond Assawoman Canal to Lord Baltimore School 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 Government," by Hickman; to Finance.

On motion of Mr. Behen, **SB 50**—"An Act Amending Chapter 11, Title 4, of the Delaware Code Relating to the Retention and Return of Motor Vehicles Seized and Possessed by the Liquor Commission," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Johnson, Lammot, McCullough, Melson, Reilly, Tull, Williams, Mr. President Pro Tem—9.

NAYS—None.

NOT VOTING—Messrs. Cook, Correll, Gray, Harrison, Hickman, Pryor—6.

ABSENT—Messrs. Hoey and Nechay—2.

So the question was decided in the affirmative and the bill: **SB 50**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 68—"An Act to Amend Chapter 41, Title 21, Delaware Code Relating to Driving Regulations," by Cook and Lammot; to Buildings and Highways.

The Chair presented the following House Bill, which was given first and second reading and referred to committee as follows:

HB 22 with **HA 1**—"An Act Making an Appropriation to the State Board of Vocational Education for the Training of Volunteer Firemen," to Finance.

The following bill was reported by the majority of the Committee on Judiciary as follows: **SB 65**, 2 favorable, 3 on merits.

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

SB 69—"An Act to Amend Chapter 31, Title 15, of the Delaware Code Relating to Primary Elections," by Pryor, Reilly, Lammot, Melson and Williams; to Elections.

SB 70—"An Act to Amend Title 15, Chapter 71, Delaware Code, Relating to Special Elections, by Changing the Number of Days Elapsing Between Receipt of the Writ and Holding the Special Election," by Pryor; to Elections.

On motion of Mr. Lammot, the Senate recessed for five minutes.

Senate met at expiration of recess at 4:35 P. M.

On motion of Mr. Cook, the Senate adjourned at 4:40 P. M., until Tuesday, February 19, 1957, at 1:00 P. M.

23RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:20 P. M., on Tuesday, February 19, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Most merciful Father, we pause to acknowledge Thee as our rightful Ruler, knowing that Thou art supreme over all, and that Thy indinite love reaches down to everyone of us. That in Thee we live and move and have our being, and that without Thy help we would be helpless in meeting the demands that life makes upon us, powerless to face the difficulties with which we are so often confronted and the temptations to which we are subjected. Grant to each of us the continuing sense of Thy presence in our daily lives. Sustain our hesitant and faltering strength with the certainty of Thy grace and power that in all the relationships of life, in the demands made upon us and the tests to which we are put, we may demonstrate the faith by which we live. Keep ever before us the Blessed example of One, Who, though tested in all ways, even as we are tested, nevertheless lived above every form of evil, a life dedicated to Thee and His fellowmen, that our lives may be of service to Thee and to our communities and state and nation. We ask in Christ's name. Amen.

Members present—Messrs. Cook, Correll, Gray, Harrison, Hickman, Lammot, Melson, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—12.

Members absent—Messrs. Behen, Hoey, Johnson, McCullough, Pryor—5.

The Secretary proceeded to read the Journal of the Previous Session when Mr. Cook moved that so much be considered the reading of the Journal, and the Journal be approved. Motion prevailed.

On motion of Mr. Cook, the Senate recessed at 1:25 P. M., until call of Chair.

Senate met at expiration of recess at 3:45 P. M. The President Pro Tem presiding.

Messrs. Hoey, McCullough and Behen asked to be marked present.

Mr. Lammot introduced the following resolution: **SR 32**—
“Relating to Rules of the Senate.”

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

That the following is adopted as the Permanent Rules of the Senate of the 119th General Assembly:

RULES OF THE SENATE

RULE 1. ORDER OF BUSINESS

1. Convening of Senate.
2. Prayer.
3. Roll Call.
4. Reading of Journal.
5. Presentation of petitions, memorials, or communications.
6. Committee Reports.
7. Introduction of bills and resolutions.
8. Calling up of bills and resolutions for passage.
9. Miscellaneous Business.

RULE 2. CONVENING OF SENATE (Old Rules 2 and 3)

a. Unless the Senate otherwise directs, it shall convene every day (Saturday and Sunday excepted) at one o'clock P. M.

8. Every member shall be in his place at the time of convening.

c. No Senator shall absent himself from the service of the Senate without leave.

RULE 3. ROLL CALL (Old Rule 4)

Each legislative day and before the Senate proceeds to the consideration of any business, the Secretary shall call the names of the members in alphabetical order.

RULE 4. READING OF JOURNAL (Old Rule 4)

3. Upon motion duly adopted, the Journal of the Preceding legislative day shall be read by the Secretary and approved or corrected by order of the Senate.

b. In the absence of such a motion, the Journal shall be deemed approved and the reading thereof dispensed with.

RULE 5. CONTENTS OF JOURNAL (Old Rule 7)

The Journal shall contain: a brief and accurate statement of all Senate proceedings; messages of the Governor in full; titles of bills and joint resolutions; every motion with the name of the mover (except motions for adjournment); the names of the members voting and their votes on all roll calls.

RULE 6. PRESENTATION OF PETITIONS, MEMORIALS, OR COMMUNICATIONS

a. After the Journal has been approved, the Presiding Officer shall lay before the Senate communications or messages from the Governor, reports and communications from Departments, Commissions or State Boards and other communications addressed to the Senate, and such bills, joint resolutions and other messages from the House of Representatives as may be upon his table, undisposed of. (Old Rule 5)

b. When petitions, memorials and other papers addressed to the Senate are presented by the President, or a member, the contents thereof shall be briefly stated. (Old Rule 8)

c. The Presiding Officer may at any time lay, and it shall be in order at any time for a Senator to move to lay, before the Senate, any matter (other than bills and joint or concurrent resolutions) sent to the Senate by the Governor or the House of Representatives and any question pending at the time shall be suspended for this purpose. Any motion so made shall be determined without debate. (Old Rule 6)

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

e. When a message is brought to the Senate by a member of the House or any officer of the House, the members shall rise, if so directed by the Presiding Officer. (Old Rule 12)

RULE 7. COMMITTEES (Old Rules 15 and 16)

Unless the Senate shall otherwise direct, the President Pro Tempore shall appoint all special committees and the following standing committees to whom business appropriate to them shall be referred.

RULE 8. PREPARATION OF BILLS AND RESOLUTIONS

a. Every bill and Joint or Concurrent Resolution shall be prefaced by a brief statement of the purpose of the Bill or Resolution, which shall be known as the title, and shall also contain the text of the Bill or Resolution in full. The original of all Bills and Resolutions shall be typewritten or printed, properly backed and shall contain no erasures or interlineations. (Old Rule 20)

b. Every bill and joint or concurrent resolution shall be introduced with one original and at least six copies; the original shall at all times remain in the custody of the Chairman of the Committee to which it was referred, or of the Secretary of the Senate; one copy shall at all times be under the general supervision of the Bill Clerk of the Senate; one copy shall be delivered to the Presiding Officer of the Senate; one copy shall be delivered upon introduction to the majority leader of the Senate; one copy upon introduction shall be delivered to the minority leader of the Senate; one copy shall be delivered

to the member introducing the bill or resolution; and one copy shall be delivered to the representative of the Press who may be present upon the introduction of the bill or resolution. In addition, every Senator shall be provided with a copy of the text of the bill or resolution. (Old Rule 25)

c. Every bill for the amendment of any statutes contained in the Revised Code of Delaware, 1953, shall be made with reference to the statutes or parts of statutes contained in the Revised Code of Delaware, 1953, shall be made with reference to the said Revised Code and to conform to the arrangement of said Revised Code. All bills before being introduced shall first be submitted to the Attorney for approval as to compliance with this Rule. (Old Rule 26)

RULE 9. PROCEDURE FOR PASSAGE OF BILLS AND JOINT RESOLUTIONS

a. Every bill and joint resolution when introduced shall be read one time by title only, after which it shall be assigned to the proper committee.

b. No bill or joint resolution shall be put upon its passage on the same day it is reported out of committee, nor in the absence of the member who introduced it, unless by his written consent. (Old Rule 24)

c. When put upon its passage, each bill or joint resolution shall be read again by title only unless the Senate directs a reading in full.

d. Every bill or joint resolution shall be decided by a roll call vote. The names of the Senators shall be called alphabetically and each Senator shall without debate answer "Yes", "No", or "Not Voting", unless excused from voting by the Senate.

e. No Senator shall be permitted to vote after the decision shall have been announced by the Presiding Officer, but may change or withdraw his vote prior to said announcement. (Old Rule 14)

f. When a question has been decided by the Senate, any Senator voting with the prevailing side may, on the same day or on either of the next two days of actual session thereafter, move a reconsideration; and if the Senate shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent. Every motion to reconsider shall be decided by a majority vote, and may be laid on the table without affecting the question in reference to which the same is made, which shall be a final disposition of the motion. (Old Rule 28)

RULE 10. PROCEDURE FOR PASSAGE OF CONCURRENT AND SIMPLE RESOLUTIONS

a. Every concurrent or simple resolution when introduced shall be read one time, after which it may be assigned to a committee.

b. A concurrent or simple resolution may be voted upon at any time following its introduction or following its being reported out of committee, upon the request of the person introducing it or by his written consent.

RULE 11. PROCEDURE WHERE BILL OR OTHER MATTER SOUGHT TO BE RECONSIDERED HAS BEEN SENT TO THE HOUSE OF REPRESENTATIVES

When a bill, resolution, report, amendment, order, or message, upon which a vote has been taken, shall have gone out of the possession of the Senate and been communicated to the House of Representatives, the motion to reconsider shall be accompanied by a motion to request the House to return the same; which last motion shall be acted upon immediately, and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider. (Old Rule 29)

RULE 12. MOTIONS

a. A motion shall be reduced to writing, if desired by the Presiding Officer or by any Senator, and shall be read before the same shall be debated.

b. A motion may be withdrawn or modified by the mover at any time before a decision, amendment, or ordering of the yeas and nays. (Old Rule 19)

c. A motion shall be in order at any time to amend or substitute a title to any bill or resolution only in order to correct typographical errors. (Old Rule 21)

d. When a question is pending, no motion shall be received but:

To adjourn.

To adjourn to a certain day, or that when the Senate adjourn it shall be to a certain day.

To take a recess.

To proceed to the consideration of executive business.

To lay on the table.

To postpone indefinitely.

To postpone to a certain day.

To commit.

To Amend.

Which several motions shall have precedence as they stand arranged; and the motion to adjourn, to take recess, to proceed to the consideration of executive business, to lay on the table, shall be decided without debate. (Old Rule 27)

RULE 13. QUESTION OF ORDER

A question of order may be raised at any stage of the proceedings, and, unless submitted to the Senate, shall be decided by the Presiding Officer without debate, subject to an appeal to the Senate. When an appeal is taken, any subsequent question of order which may arise before the decision of such appeal, shall be decided by the Presiding Officer without de-

bate; and any appeal may be laid on the table without prejudice to the pending proposition, and thereupon shall be held as affirming the decision of the Presiding Officer. The Presiding Officer may submit any question of order for the decision of the Senate. (Old Rule 30)

RULE 14. SPECIAL ORDER OF BUSINESS

Any subject may, by a vote of the majority of the Senate, be made a special order; and when the time so fixed for its consideration arrives, the Presiding Officer shall lay it before the Senate. (Old Rule 32)

RULE 15. PETITIONING OUT OF COMMITTEE

Upon the written request signed by a majority of the Senate and directed to the Presiding Officer, any bill, joint resolution or other business, which shall have been referred to a committee, shall be reported to the Senate. (Old Rule 33)

RULE 16. RULES OF CONDUCT

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

b. No Senator shall interrupt another in debate without his consent, and to obtain such consent he shall first address the Presiding Officer.

c. No Senator, in debate, shall directly or indirectly by any form of words impute to any Senator or to other Senators any conduct or motive unworthy of unbecoming a Senator. (Old Rule 17)

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

RULE 17. COMMITTEE ON PRINTING

Every motion or resolution to print documents, reports, bills, or any other matter shall, unless the Senate otherwise orders, be referred to the Committee on Printing. When a motion is made to commit with instructions, it shall be in order to add thereto a motion to print.

RULE 18. COMMITTEE ON ELECTIONS

Any contest for a seat in this body shall be referred to the Committee on Elections without debate. (Old Rule 34)

RULE 19. RULES COMMITTEE

The Rules Committee shall supervise the officers, attaches and employees of the Senate in the performance of their respective duties. (Old Rule 37)

RULE 20. DUTIES OF SECRETARY REGARDING DELIVERY OF MESSAGES

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

RULE 21. SENATE CALENDAR

a. The Senate Calendar shall contain a record of all bills and resolutions introduced into the Senate.

b. In addition, the first calendar printed each week shall contain all written statements presented on the Senate floor during the preceding week provided the Senator delivering same shall so request.

c. The Calendar shall contain such other information as the Senate may from time to time direct.

d. A calendar shall be furnished daily to each Senator.

RULE 22. PRIVILEGE OF THE FLOOR

a. No person who is not a member of the Senate shall be granted the privilege of the floor, or be seated or stand in front of the rear line of the last row of member seats from the rostrum, while the Senate is in session, except:

The Governor.

The Secretary of State.

Ex-Governors of the State.

Ex-Lieutenant Governors of the State.

Ex-State Senators.

Members of the Congress of the United States.

Ex-Members of the Congress of the United States.

Members of the State House of Representatives.

Officers and employees of the Senate.

Officers and employees of the House of Representatives.

Official representatives of the Press.

b. Notwithstanding anything contained in Section a of this Rule, the aforesaid privilege may be granted to anyone by consent of the Senate. (Old Rule 36)

RULE 23. CHANGE OR SUSPENSION OF RULES

a. Rule 9 may not be changed or suspended except by approval of two-thirds of the Senate.

b. All other rules may be changed or suspended by approval of a majority of the Senate. (Old Rule 35)

RULE 24. ROBERT'S RULES OF ORDER

All questions of parliamentary procedure shall be decided in accordance with the 1943 Revision of Robert's Rules of Order. (Old Rule 38)

The Chair directed the Secretary to take a roll call on **SR 32**, which being taken, the yeas and nays were as follows:

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Lamot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—12.

NAYS—None.

NOT VOTING—Mr. Hoey—1.

ABSENT—Messrs. Behen and Johnson—2.

So the question was decided in the affirmative and **SR 32** having received the required constitutional majority, was adopted by the Senate.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 12**, and that the House had passed and requested the concurrence of the Senate in the following: **HCR 1**.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 71—"An Act to Amend Chapter 83, Title 9 of the Delaware Code Relating to Valuation and Assessment of Property," by Cook; to Private Corporations.

The Chair presented the following House Concurrent Resolution, which was given first and second reading and referred to committee as follows:

HCR 1—"Providing Funds for Janitorial Services in the Legislative Hall," to Finance.

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

SB 72—"An Act to Amend Chapter 1, Title 8 Delaware Code Relating to General Corporation Law," by Cook; to Private Corporations.

SB 73—"An Act to Amend Chapter 1, Title 7 of the Delaware Code Relating to the Use of Funds Derived from Sale of Hunting and Trapping Licenses," by Nechay; to Fish, Oysters and Game.

The following bills were reported by the majority of the Committee on Finance as follows: **SB 64**, 3 favorable, 1 on merits; **HB 22** with **HA 1**, favorably.

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

SB 74—"An Act to Amend Chapter 5, Title 8 of the Delaware Code Relating to Corporation Franchise Tax," by Cook; to Private Corporations.

SB 75—"An Act to Amend Title 31, Delaware Code, Entitled "Welfare", in Respect to the Confidential Character of Public Assistance Records," by Cook; to Private Corporations.

Messrs. Johnson and Pryor asked to be marked present.

On motion of Mr. Reilly, SB 36—"An Act Authorizing the Levy Court of New Castle County to Sell to the Highest Bidder a Parcel of Land in Mill Creek Hundred, New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Behen and Hoey—2.

So the question was decided in the affirmative and the bill: SB 36, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, SB 34—"An Act to Amend Chapter 22 of Title 9, Delaware Code of 1953, as Amended, by Providing That the Levy Court of New Castle County Shall Establish Regulations for the Issuance of Sewer Permits and Authorizing the Levy Court of New Castle County to Establish the Form of Sewer Lien Docket for Recording of Sewer Service Charges and Fees," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Behen and Hoey—2.

So the question was decided in the affirmative and the bill: SB 34, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, SB 57—"An Act to Amend Chapter 23 Title 9, Delaware Code Relating to Sanitary Sewer Districts in New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—14.

NAYS—None.

NOT VOTING—Mr. McCullough—1.

ABSENT—Messrs. Behen and Hoey—2.

So the question was decided in the affirmative and the bill: **SB 57**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, **SB 26**—"An Act to Amend Chapter 55, Title 16, Delaware Code, in Respect to Admission, Detention and Commitment of Persons to the Hospital for the Mentally Retarded at Stockley, Delaware; and to Provide for Appeals," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Behen and Hoey—2.

So the question was decided in the affirmative and the bill: **SB 26**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, **SB 65**—"An Act to Amend Chapter 16, Title 9, Delaware Code Relating to Levy Court of New Castle County," was taken up for consideration and read for a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Lammot, McCullough, Melson, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, Johnson, Nechay—4.

So the question was decided in the affirmative and the bill: **SB 65**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The following bill was reported favorably by the majority of the Committee on Buildings and Highways: **SB 48**.

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

SB 76—"An Act to Amend Chapter 21, Title 21 of the Delaware Code, by Providing for the Removal of Plates by Dealers and Junk Men and Providing Penalties for Violations," by Pryor; to Buildings and Highways.

SB 77—"An Act to Amend Chapter 31, Title 15 of the Delaware Code, Relating to Primary Elections, by Providing for Changes in the Procedure for Holding Primary Elections," by Pryor; to Elections.

SB 78—"An Act to Amend Chapter 41, Title 15 of the Delaware Code by Granting to the Several Departments of Elections the Power to Alter Election District Boundary Lines," by Pryor; to Elections.

On motion of Mr. Pryor, SB 51—"An Act to Amend Article Five of the Constitution of the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, McCullough, Melson, Pryor, Reilly, Tull, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, Nechay, Williams—4.

So the question was decided in the affirmative and the bill: SB 51, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 79—"An Act Appropriating Money to the Mayor and Council of Wilmington for Use in Maintenance of Fire Apparatus and Equipment in Wilmington," by Reilly and Lammot; to Finance.

On motion of Mr. Cook, the Senate adjourned at 4:55 P. M., until Wednesday, February 20, 1957, at 1:00 P. M.

24TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:35 P. M., on Wednesday, February 20, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: We lift up our hearts to Thee this day, our eternal heavenly Father, mindful of Thy love and mercy so freely bestowed upon us in spite of our unworthiness, and our many shortcomings. Knowing that Thou art ever ready to help us with our problems, to guide us in all our undertakings and to forgive us when we fall short of Thy honor and glory. Reveal we pray to us Thy will for our lives that we may be led in the path that Thou wouldst have us go, fortify us with Thy grace that we may meet all our responsibilities with confidence and trust, knowing that with Thy help we can live victoriously. Bless those who are confronted with the responsibility of leading our State and Nation through the days ahead of us and grant them the wisdom, strength and courage to make the right decisions for the good of us all. We ask in the name of Christ, the Blessed Redeemer of all mankind. Amen.

Members present—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Melson, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—13.

Members absent — Messrs. Behen, Hoey, McCullough, Pryor—4.

The Chair not having directed the Secretary to read the Journal of the Previous Session, the reading of the same was dispensed with.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 10** and **SCR 13**, and that the House had passed and requested the concurrence of the Senate in the following resolution: **HJR 2**.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 80—"An Act to Amend Chapter 3, Title 9 of the Delaware Code Relating to Levy Court of Sussex County," Cook for Steen; to Judiciary.

On motion of Mr. Lammot, **SB 64**—"An Act to Appropriate Additional Funds to Complete the Construction of the State Detention Home for Juveniles," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Melson, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough, Pryor—4.

So the question was decided in the affirmative and the bill: **SB 64**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The Hon. John N. McDowell, Secretary of State, delivered a message from the Governor to the Senate, as follows:

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, February 20, 1957

To the Senate of the State of Delaware:

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:

James I. Mitchell, Clarksville, to be a Justice of the Peace in and for Sussex County for a term to expire February 20, 1961.

J. Alton Knowles, Laurel, to be a Justice of the Peace in and for Sussex County for a term to expire February 18, 1961.

Charles Honey, Sr., Wilmington, to be a Justice of the Peace in and for New Castle County for a term to expire March 20, 1961.

Paul H. Faulk, Greenwood, to be a Justice of the Peace in and for Sussex County for a term to expire February 18, 1961.

G. Earl Nichols, Selbyville, to be a Justice of the Peace in and for Sussex County for a term to expire February 13, 1961.

Respectfully submitted,

J. CALEB BOGGS, Governor

The Chair presented the following House Joint Resolution, which was given first and second reading and referred to committee as follows:

HJR 2—"Relating to Mileage," to Finance.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 81—"An Act to Amend Chapter 19, Title 9, Delaware Code Relating to Fire and Police Protection," by Reilly and Lamot; to Judiciary.

Mr. Hickman introduced the following resolution, which on further motion by him was adopted: **SR 33**—"Relating to Bronze Tablets for the Senate Chamber."

WHEREAS, it has been the custom in the House of Representatives to cause a Bronze Tablet to be affixed to the walls of the House Chamber each session bearing the names of the Members of the House for that session, and

WHEREAS, it is felt that this practice is a fine one for the sake of history and posterity, and

WHEREAS, the Senate has on various occasions caused such Tablets to be affixed to its walls, but not for all of the General Assemblies, and

WHEREAS, it is deemed advisable to bring the Tablets including the missing ones up to date so as to have a complete accurate record from the 104th General Assembly to date.

NOW THEREFORE

BE IT RESOLVED BY THE SENATE OF THE 119TH GENERAL ASSEMBLY:

Section 1. That the Committee on Printing is authorized to cause to be prepared and affixed to the Senate walls all necessary new Tablets showing the names of the Members of the Senate of the various General Assemblies in order to properly reflect the membership of the Senate of each General Assembly for the 104th in 1933 up to and including the present session.

Section 2. The sum of \$1920.00 is hereby appropriated out of the General Fund for the payment of the necessary Bronze Tablets as herein indicated and the installation thereof in the Senate Chamber, and the State Treasurer is hereby

authorized and directed to pay out the aforesaid sum upon warrants signed by the President and Secretary of the Senate, said sum so appropriated being a part of the expenses of the Senate.

Section 3. Any of the above sum remaining unexpended at the end of the 119th General Assembly shall revert to the General Fund.

On motion of Mr. Cook, the Senate recessed at 2:50 P. M. until call of Chair.

Senate met at expiration of recess at 3:50 P. M. The President Pro Tem presiding.

Mr. Pryor asked to be marked present.

The following bills and resolutions were reported by the majority of the respective committees as follows: **SB 80**, 1 favorable, 2 on merits, by Judiciary; **SB 81**, 1 favorable, 2 on merits, by Judiciary; **HCR 1**, 3 on merits, by Finance; **HJR 2**, 3 on merits, by Finance.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 82—"An Act to Amend Chapter 55, Title 29, Delaware Code, Relating to State Employees' Pension Plan, Credit for Other Employment," by Hickman for McCullough; to Education.

The Sergeant-at-Arms admitted a messenger from the Governor. The Secretary, on receiving the message from the Chair, delivered the same to the Chairman of the Executive Committee.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 83—"An Act to Amend Chapter 55, Title 29, Delaware Code Relating to State Employees' Pension Plan by Increasing the Minimum and Maximum Benefits, and Appropriating Funds," by Hickman for McCullough; to Finance.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 66**, 3 favorable, by Judiciary; **SB 70**, by Elections; **SB 69**, by Elections; **SB 68**, by Buildings and Highways; **SB 60**, by Buildings and Highways; **SB 78**, by Elections; **SB 76**, by Buildings and Highways; **SB 77**, by Elections.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in following bill: **SB 3** with **HA 1**.

The Chair referred **SB 3** with **HA 1** to the Committee on Finance. The Chair withdrew the reference. Upon motion by Mr. Reilly, motion prevailing, Senate Rule 9 was suspended

for the rest of the day's session. The Chair directed the Secretary to take roll call on **SB 3** as amended by **HA 1** on said Senate Bill.

On motion of Mr. Reilly, **SB 3** with **HA 1**—"An Act to Appropriate Money to the State Highway Department to be Used to Purchase an Automobile Suitable and Befitting the Office of Governor of the State of Delaware for the Use of the Governor of the State of Delaware," was taken up for consideration in order to pass the Senate.

The Chair introduced **HA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lamot, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough—3.

So the question was decided in the affirmative and the bill: **SB 3** with **HA 1**, having received the required constitutional majority, passed the Senate.

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

SB 84—"An Act to Amend Chapter 68, Title 21, Relating to Tax on House Trailers," by Pryor; to Buildings and Highways.

SB 85—"An Act Directing the State Highway Department to Erect Two Signs Designating Distance to Blackbird; Appropriation," by Pryor (by request); to Buildings and Highways.

On motion of Mr. Cook, the Senate adjourned at 4:20 P. M., until Thursday, February 21, 1957, at 1:00 P. M.

25TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:40 P. M., on Thursday, February 21, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, our heavenly Father, ever conscious of our deep need of Thee, we turn to Thee today for guidance. Thou knowest our needs better than we can possibly voice them. Suit we pray Thee the blessing to the need and help each one of us that we may know that we do not walk alone, that there is an unseen Friend ever near us and that Thy help is ever forthcoming to those that seek it. Above the clash and clatter of the conflicting voices of the world may we hear the still small voice that can only be heard by those who listen to what Thou dost say. Above

all else give us a sense of oneness with Thee, that Thy spirit may bear witness with our spirits that we are the children of God, heirs of God, and joint heirs with Christ of the glories of the Father's eternal world. May this great heritage inspire us to nobler and loftier service in all the various relationships of our lives. So guide and direct us here that we may be with Thee for all eternity, we pray. Amen.

Members present—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lamot, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—15.

Members absent—Messrs. Hoey and McCullough—2.

By order of the Chair, the reading of the Journal of the Previous Session was dispensed with.

Asked to be marked present: Messrs. McCullough and Hoey.

The Chair ordered the reading clerk to read a letter, received from Dr. Floyd I. Hudson, M. D., Executive Secretary of the Delaware State Board of Health, as follows:

DELAWARE STATE BOARD OF HEALTH

Dover, Delaware, February 20, 1957

Honorable Curtis W. Steen, President Pro Tem, State Senate
Legislative Hall, Dover, Delaware

Dear Sir:

A clinic to administer the first of three doses of Salk Poliomyelitis Vaccine will be conducted in the Senate Lounge, Legislative Hall, Dover, beginning at 1:30 P. M. on Tuesday, February 26, 1957. This clinic is for members of the 119th General Assembly, attaches, and other persons present at the Legislative Hall on the appointed date. It is recommended that all persons under 45 years of age receive the vaccine.

A clinic for administering the second dose will be arranged within a few weeks at a time suitable to the members of both Houses.

This will be the first polio clinic for adults in the State and will kick off the state-wide program which will begin on March 4, 1957. We are looking forward with pleasure to providing this service.

Respectfully yours,

F. I. HUDSON, M. D.
Executive Secretary

The Chair announced the signing of SB 3 with HA 1.

On motion of Mr. Reilly, HJR 2—"Relating to Mileage," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Harrison, Hickman, Johnson, Lammot, McCullough, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—Messrs. Correl, Gray, Melson—3.

NOT VOTING—Mr. Hoey—1.

So the question was decided in the affirmative and the resolution: **HJR 2** having received the required constitutional majority, passed the Senate and was ordered returned to the House.

The Chair signed **HJR 2**.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 86—"An Act to Amend Chapter 91, Title 10 Delaware Code, Relating to Justices of the Peace, Organization and Operation," by Behen; to Judiciary.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 9**, and that the House had passed and requested the concurrence of the Senate in the following bill: **HB 28**.

On motion of Mr. Cook, the Senate recessed at 2:00 P. M., until call of Chair.

Senate met at expiration of recess at 4:15 P. M.

President Pro Tem presiding.

The following bill was reported by the majority of the Committee on Finance as follows: **SB 79, 2** on merits, 1 favorable.

The Chair introduced the following House Bill, which after being read by title only, was referred to the following committee:

HB 28—"An Act to Amend Chapter 51, Title 30 Delaware Code by Permitting Volunteer Fire Companies and Veteran Organizations Certain Rights to Refunds on the Tax Paid on Motor Fuels," to Finance.

Mr. Reilly introduced the following concurrent resolution, which on further motion by him was adopted, and ordered to the House for concurrence: **SCR 14**—"Providing for Adjournment of the Senate and House Until Monday, March 4, 1957."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware, the House of Representatives concurring therein, that at the close of business on February 22, 1957, both houses shall adjourn until Monday, March 4, 1957, at 1 o'clock P. M.

On motion of Mr. Reilly, the Senate adjourned at 4:20 P. M., until Friday, February 22, 1957, at 1:00 P. M.

26TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:05 P. M., on Friday, February 22, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan.

Members present—Messrs. Behen, Cook, Correll, Harrison, Hickman, Lammot, Melson, Nechay, Pryor, Reilly, Tull, Mr. President Pro Tem—12.

Members absent—Messrs. Gray, Hoey, Johnson, McCullough, Williams—5.

The Chair ordered that the reading of the Journal of the previous session be dispensed with.

Asked to be marked present: Messrs. Williams, Gray and Hoey.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 87—"An Act to Amend Chapter 11, Title 10, Delaware Code, Relating to the Judge of the Juvenile Court of Kent and Sussex Counties," by Cook and Steen; to Judiciary.

On motion of Mr. Hickman, **SB 80**—"An Act to Amend Chapter 3, Title 9 of the Delaware Code Relating to Levy Court of Sussex County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Harrison, Hickman, Lammot, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—12.

NAYS—None.

ABSENT—Messrs. Gray, Hoey, Johnson, McCullough, Melson—5.

So the question was decided in the affirmative and the bill: **SB 80**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Cook, **HB 22** with **HA 1**—"An Act Making an Appropriation to the State Board of Vocational Education for the Training of Volunteer Firemen," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Cook, Correll, Harrison, Hickman, Lammot, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—12.

NAYS—None.

ABSENT—Messrs. Gray, Hoey, Johnson, McCullough, Melson—5.

So the question was decided in the affirmative and the bill: **HB 22** with **HA 1** having received the required constitutional majority, passed the Senate and was ordered returned to the House.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 14**.

On motion of Mr. Cook, the Senate recessed at 1:25 P. M., until call of Chair.

The Senate met at expiration of recess at 2:05 P. M.

Lieutenant Governor Buckson presiding.

Upon motion by Mr. Reilly, motion prevailing, Senate Rule 22 was suspended for the rest of the day's session.

The President of the Senate invited the President Pro Tem to the rostrum.

The Sergeant-at-Arms admitted the members of the University of Delaware Concert Choir.

The Sergeant-at-Arms announced the Speaker and Members of the House of Representatives. They were admitted and seated. Lieutenant Governor Buckson invited the Speaker of the House to a seat on the rostrum.

JOINT SESSION

Mr. Reilly moved that the House and Senate convene in Joint Session. Motion prevailed.

Mr. Reilly moved that the President of the Senate preside over the Joint Session. Motion prevailed.

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

The Chair appointed the following to serve on the committee to escort the Hon. Daniel Herrmann, Judge of the Superior Court of the State of Delaware, to the rostrum: Messrs. Quigley, Snowden, Reilly and Melson.

Prayer by the Senate Chaplain, Rev. Ray W. Kirwan: Almighty God, Creator of the world and Ruler of all nations, we thank Thee for this great nation that Thou hast given us for our earthly home, for the glorious heritage of civil and religious liberty that is ours as citizens of this great land. Well are we reminded today of our great debt to those who have preceded us, and from whom we have inherited so much that we cherish as citizens of a great and free nation. Especially is this true of the immortal Washington, "first in war, and first in peace and first in the hearts of his countrymen", whose leadership not only achieved our national liberty, but led our nation through the formative period of its existence as a free country. We thank Thee for those attributes of heart and mind that made him the great man he was and for the unselfish service he rendered in the day in which he lived and pray that the high ideals that characterized his life may find embodiment in the lives of all of us who enjoy the

legacy that his devotion has secured for us. Be with those to whom is given the responsibility of government today. May we never forget that Providence that has made and preserved us a nation. We ask in the name of Christ, our Lord. Amen.

Dr. Ivan Trusler, director of the choir, led the group in two selections.

The Hon. Daniel Herrmann delivered his address.

The choir then sang two additional selections.

The choir left the Senate Chamber, and the aforementioned committee escorted the Hon. Daniel Herrmann from the Senate Chamber.

On privilege of the floor, Mr. Cook thanked the Senate members who served on the committee on arrangements for the celebration of Washington's Birthday.

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

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

Mr. Cook moved the two Houses now separate to reconvene in their respective chambers. Motion prevailed.

On motion of Mr. Cook, the Senate recessed at 2:55 P. M., until call of Chair.

Senate met at expiration of recess at 3:15 P. M.

President Pro Tem presiding.

On motion of Mr. Cook, the Senate adjourned at 3:15 P. M., until Monday, March 4, 1957, at 1:00 P. M.

27TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:40 P. M., on Monday, March 4th, 1957. Lieutenant Governor Buckson presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: We rejoice today, our heavenly Father, in the many evidences of Thy love and mercy. Not only do Thy manifold blessings rest upon the land in which we dwell, but we as individuals are the recipients of Thy continuing mercies. Thou hast given us a good country in which to live, civil and religious liberties beyond those enjoyed elsewhere, the abundance of material comforts and health and strength. For all these blessings, so freely given, we thank Thee today. May our heartfelt gratitude find expression in our devotion to Thee. Grant us the courage to stand for that which is right and good, the wisdom to discern Thy will for our lives and the vision to follow Thy leadership. Forgive us our trespasses as we forgive those who have trespassed against us. Bless the members of this Senate in the discharge of their official duties. We ask in Christ's name. Amen.

Members present—Messrs. Behen, Correll, Gray, Harrison, Hickman, Hoey, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—16.

Member absent—Mr. Cook—1.

Without objection, the Chair dispensed with the reading of the Journal.

Upon the request of the President Pro Tempore, the Chair directed the reading clerk to read the following communications:

VETERANS OF FOREIGN WARS
DEPARTMENT OF DELAWARE

Milford, Delaware, March 4, 1957

Hon. Curtis Steen, President Pro Tem
Delaware State Senate, Legislative Building
Dover, Delaware

Dear Senator Steen:

On Friday, March 8th, Cooper T. Holt, of Chattanooga, Tenn., national commander of the Veterans of Foreign Wars, an organization of over one million veterans of honorable overseas wartime service to this great nation, will make his official visit to the State of Delaware. In order that the members of Delaware's General Assembly may meet and hear this outstanding leader of America's combat-tested veterans, and that Commander Holt may have an opportunity to meet with the elected representatives of the people of Delaware, we are herewith requesting that consideration be given to the possibility of inviting Commander Holt to address a joint session of the Senate and the House of Representatives the afternoon of Friday, March 8th.

If this courtesy is extended to our distinguished guest and our organization, I know that the members of the General Assembly will hear a message that is both informative and inspiring. Similar courtesy has been extended to Commander Holt by virtually every state that he has visited when Legislature was in session. Two years ago, the then V. F. W. national commander, Merton Tice, delivered a well received address before a joint session of the Delaware General Assembly.

Present plans call for Commander Holt to arrive in Dover just prior to 3 P. M. on Friday, and, if a joint session could be arranged for that hour, same would be appreciated by all concerned.

Your early advices will be appreciated.

Sincerely,

DAVID S. HUGG, Commander
Department of Delaware V. F. W.

THE AMERICAN LEGION
DEPARTMENT OF DELAWARE

Wilmington, Delaware, February 26, 1957

Mr. Curtis W. Steen, President Pro Tem
Delaware State Legislature, Dover, Delaware

Dear Mr. Steen:

On March 14, the Department of Delaware, The American Legion, will be honored in having our National Commander W. C. "Dan" Daniel as its guest in the Department of Delaware. We have arranged for a luncheon to be held at the Dinner Bell Inn in Dover at 12:30 on this date and would like very much if you could find it possible to attend as the guest of our Department.

It is our sincere hope that the Legislature will find it convenient to allow the National Commander to address them in a joint session later on the same afternoon. The necessary resolution was expected to have been presented to the Legislature this week, however, since they are not in session, this will not be possible until the first of next week and we are sincerely hopeful that this arrangement proves to be satisfactory to all.

Sincerely,

IRWIN N. DUNCAN
Department Adjutant

The Chair, at the request of the President Pro Tem, directed the reading clerk to read the following note, addressed by Mr. Hoey to the President Pro Tem:

Please extend to the members of the Senate my sincere thanks for the beautiful flowers sent to me during my illness.

Cordially,

February 21, 1957

WALTER J. HOEY

The following bill was reported by the majority of the Committee on Fish, Oysters and Game as follows: **SB 73**, 3 favorable, 2 on merits.

Mr. Johnson introduced the following concurrent resolution, which on further motion by him was adopted, and ordered to the House for concurrence: **SCR 15**—"Relative to the Death of Walter N. Rogers."

WHEREAS, the Senate and the House of Representatives of the 119th General Assembly of the State of Delaware have learned with deep regret of the death of Walter N. Rogers on Wednesday, February 20, 1957; and

WHEREAS, the said Walter N. Rogers had attained a position of great respect and affection in his community; and

WHEREAS, his active participation in civil affairs in his community will long be remembered and appreciated; and

WHEREAS, it is fitting and proper that the Senate and the House of Representatives should express their sympathy to the family and friends of a man who by his faithful and unselfish work in his community earned the esteem and respect of his fellow citizens; NOW THEREFORE,

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the sincere sympathy of the General Assembly is hereby extended to the family and friends of Walter N. Rogers, late resident and well known citizen of Georgetown, Sussex County, Delaware; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be spread upon the Journal, that a copy be sent to the family of the said Walter N. Rogers, and copies hereof be delivered to the press.

On motion of Mr. Reilly, the Senate recessed at 1:50 P. M., until call of Chair.

Senate met at expiration of recess at 5:00 P. M.

Lieutenant Governor Buckson presiding.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 88—"An Act to Appropriate Funds to the State Highway Department for the Use of the Motor Vehicle Division for the Fiscal Year Ending June 30, 1957," by Reilly and Lamot; to Buildings and Highways.

Mr. Williams introduced the following joint resolution: SJR 3—"That the Two Houses Meet in Joint Session on Friday, March 8th, to Hear Cooper T. Holt of Chattanooga, Tenn."

BE IT RESOLVED, by the Senate of the 119th General Assembly, the House of Representatives concurring therein, that the two Houses of the General Assembly meet in Joint Session in the Senate Chambers at 3 o'clock P. M. on Friday, March 8th, 1957, for the purpose of hearing Cooper T. Holt, of Chattanooga, Tenn., National Commander of the Veterans of Foreign Wars.

Upon request of the Chair, and without objection, Mr. Wililams recalled SJR 3.

Mr. Williams introduced the following concurrent resolution which on further motion by him was adopted, and ordered to the House for concurrence: SCR 16—"That the Senate and the House of Representatives Meet in Joint Session to Hear an Address by the Honorable W. C. Dan Daniels, National Commander of the American Legion."

BE IT RESOLVED by the Senate of the 119th General Assembly, the House of Representatives concurring therein, that the two Houses of the General Assembly meet in Joint Session in the Senate Chambers at 2 P. M., March 14, 1957, for the purpose of hearing the address by the Honorable W. C. Dan Daniels, National Commander of the American Legion.

Upon motion by Mr. Williams, motion prevailed, Senate Rule No. 9 was suspended for the rest of this day's session.

The Chair then presented **SJR 3** for voice vote, which being taken, and without objection, the said joint resolution was adopted and sent to the House for concurrence.

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

SB 89—"An Act to Amend Chapter 65, Title 11, Delaware Code, Entitled "Prisons and Prisoners", to Give Police Powers to Certain Employees of the State Board of Corrections," by Lammot and Williams; to Miscellaneous.

SB 90—"An Act to Amend Title 29, Delaware Code, Entitled "State Government" in Respect to State Pensions for Employees of the State Board of Corrections," by Lammot and Williams; to Miscellaneous.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 64** and that the House had passed and requested the concurrence of the Senate in the following bills: **HB 46** and **HB 66** with **HA 1**.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 91—"An Act to Amend Title 19, Delaware Code, Entitled, "Labor" in Respect to Wage Payments," by Williams for Reilly (by request); to Private Corporations.

Mr. Melson, Mr. Hoey co-sponsor, introduced the following concurrent resolution, which on further motion by Mr. Melson, was adopted, and ordered to the House for concurrence: **SCR 17**—"Relating to Adoption of the Hoover Committee's Recommendation."

WHEREAS, The Hoover Committee, appointed by President Truman to examine the structure of the Federal Government and make recommendations with respect thereto, has completed its task; and

WHEREAS, adoption of the Committee's recommendations would, according to unofficial but reliable estimates, cut the cost of the Federal Government by about five billion dollars annually; and

WHEREAS, such a saving would in turn save the taxpayers of Delaware approximately fifty million dollars each year, or more than the total amount spent for State Government during any fiscal year to date;

NOW THEREFORE BE IT RESOLVED:

1. That we, the members of the General Assembly, as the elected representatives of all the people of the State of Delaware, go on record as favoring immediate adoption of the Hoover Committee's recommendations.

2. That we urge our two Senators and Representative in Congress to continue their efforts toward adoption of these needed reforms.

3. That copies of this resolution be sent to our two Senators and Representative in Congress and to each of the Secretaries of State of the forty-eight states.

Mr. Reilly introduced the following resolution: **SR 34**—"Relating to the Express Highway Through Wilmington."

WHEREAS, the State Highway Department of this State has released a tentative proposal for the location of a portion of FAI-2 of the Interstate Defense Highway network through the City of Wilmington, and

WHEREAS, locating such a route through the city will cause not only great damage to present property owners, and encourage the development of slum areas, but will cause the City of Wilmington to lose a vast amount of annual revenue, and

WHEREAS, the loss of this revenue without the power to extend its boundaries so as to obtain more revenue producing real estate within its corporate boundaries will cause dire financial conditions within the city, and

NOW THEREFORE,

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware:

Section 1. That the Senate of the 119th General Assembly does hereby go on record as opposing the presently proposed route as it goes through the City of Wilmington in the sincere belief that it will do irreparable harm to the City and its citizens.

Section 2. The State Highway Department is hereby instructed against approval of such a course through Wilmington and it is suggested that they make further recommendations for another location.

Section 3. That this resolution be included in the Journal and a copy sent to the State Highway Department, to U. S. Congressman Haskell, to U. S. Senator Williams, to U. S. Senator Frear, to the U. S. Department of Defense, to the Mayor and Council of Wilmington.

Upon being granted the privilege of the floor, the following members expressed their views on **SR 34**: Messrs. Nechay, Behen, McCullough, Melson, Williams, Pryor and Hickman.

On motion of Mr. Reilly, **SR 34**—"Relating to the Express Highway Through Wilmington," was taken up for roll call in order to pass the Senate.

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

YEAS—Messrs. Correll, Johnson, Lammot, Pryor, Reilly, Tull, Williams—7.

NAYS—Messrs. Behen and Hickman—2.

NOT VOTING—Messrs. Gray, Harrison, Hoey, McCullough, Melson, Nechay—6.

ABSENT—Mr. Cook and Mr. President Pro Tem—2.

So the question was decided in the negative and **SR 34** not having received the required constitutional majority, was lost.

Mr. Nechay introduced the following resolution, which on further motion by him was adopted: **SR 35**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 119th General Assembly, that the State Treasurer be and she hereby is authorized and directed to pay to any attache or employee, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, sums on account from time to time not to exceed the total of One Hundred Dollars (\$100.00) to any one person, on account of services to the present Session of the Senate, excepting the Senate attorneys who shall receive the sums on account from time to time, not to exceed the total of Two Hundred Dollars (\$200.00) to any one attorney. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

Mr. Hickman introduced the following resolution, which on further motion by him was adopted: **SR 36**—"Authorizing an Appropriation for Telephone Service Charges and Toll Calls in Connection With the Work of the Senate of the 119th General Assembly of the State of Delaware."

BE IT RESOLVED, by the Senate, that the amount of \$85.48 is hereby appropriated, to pay for telephone service charges, and toll calls in connection with the work of the Senate of the 119th Session of the General Assembly of the State of Delaware, and that the State Treasurer be, and she is hereby authorized and directed to pay to the Diamond State Telephone Company the sum of \$85.48 for telephone service charges according to the statements dated February 11, 1957.

Mr. Hickman introduced the following resolution, which on further motion by him was adopted: **SR 37**—"Authorizing Purchase and Payment for Equipment for the Senate of the 119th General Assembly."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the sum of \$220.00 is hereby appropriated for the purchase of one electric I. B. M. typewriter, for the use of the Senate.

Upon motion by Mr. Reilly, motion prevailing, Senate Rule No. 22 was suspended for the rest of this day's session.

The Chair granted the privilege of the floor to the Hon. Daniel F. Wolcott, Associate Justice of the Supreme Court of the State of Delaware.

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 66 with **HA 1**—"An Act Agreeing to a Proposed Amendment to Article IV of the Constitution of the State of Delaware, Relating to the Judiciary," to Judiciary.

HB 46—"An Act to Authorize the Levy Court of New Castle County to Plan, Construct, Equip and Furnish an Addition to the Present County Building for New Castle County to Issue Bonds to Finance the Cost Thereto," to Buildings and Highways.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 92—"An Act Proposing an Amendment to the Constitution of the State of Delaware to Abolish the Office of Coroner, as a Constitutional Office," by McCullough; to Miscellaneous.

The Chair ordered the reading of a message received from the Governor, as follows:

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, March 4, 1957

To the Senate of the State of Delaware:

This will advise you that on the dates indicated I have approved the following legislation:

February 15, 1957, Senate Bill No. 1—An Act Appropriating Additional Funds for the Printing of the Session Laws and Journals of the 118th General Assembly.

February 15, 1957, Senate Bill No. 27—An Act to Amend Section 522, Title 28 of the Delaware Code, Relating to the Award of Dates for Harness Racing Meets.

February 19, 1957, House Bill No. 47—An Act to Permit the State Board of Health to Use Funds Appropriated in Chapter 223, 50 Laws of Delaware for Purchase of Polio Vaccine and for Administering the Vaccine to Any Person in the State.

Respectfully submitted,

J. CALEB BOGGS, Governor

On motion of Mr. Reilly, the Senate adjourned at 6:10 P. M., until Wednesday, March 6th, 1957, at 1:00 P. M.

28TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:40 P. M., on Wednesday, March 6th, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: We thank Thee, our Blessed Heavenly Father, for this day with its opportunities for service, for the realization that the guiding Hand that hast led those who have preceded us is still our strength and shield and that trusting Thee we can meet the demands and challenges of this day with the same confidence and assurance that the demands and challenges of other days have been met. Help us to glimpse the steady progress of civilization as men have slowly improved upon the past as the generations have followed each other. Help us not to be impatient if, at times, the change comes so slowly. May we never lose the vision that has inspired people in every age, but trusting Thee keep steadily on in the realization that Thou art leading us toward a better day, if only we have faith and courage to follow. Forgive us for any lack of faith we may have had, or any doubts as to the ultimate triumph of that which is good. In the name of the Master, we ask it. Amen.

Members present—Messrs. Behen, Correll, Gray, Harrison, Hickman, Johnson, McCullough, Nechay, Pryor, Tull, Mr. President Pro Tem—11.

Members absent—Messrs. Cook, Hoey, Lammot, Melson, Reilly, Williams—6.

By order of the Chair, and without objection, the reading of the Journal of the Previous Session was dispensed with.

Asked to be marked present: Mr. Melson.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 93—"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 Re-payment Thereof, and Designating the Boards of Soil District Supervisors to Oversee the Use of Said Equipment and Machinery," by Steen and Hickman; to Finance.

On privilege of the floor, Mr. Behen requested that the students from the Smyrna High School, seated in the gallery, be recognized.

On motion of Mr. McCullough, the Senate recessed at 1:45 P. M., until call of Chair.

Senate met at expiration of recess at 3:55 P. M.

President Pro Tem presiding.

Messrs. Lammot, Reilly and Williams asked to be marked present.

The Chair directed the reading clerk to read a letter addressed to the members of the Senate, as follows:

Dover, Delaware, March 1, 1957

Gentlemen:

A few days ago I read where a bill had been introduced to increase the speed on the dual highway from 55 to 60 miles per hour. This, to me, was a wonderful idea. For a long while, I have felt that such should be done. You know, that in a number of states, particularly with respect to the West, where their roads do not compare with ours, their speed limit is above 60 miles an hour and in some cases one is at liberty to drive as fast as he pleases. Frankly, statistically, I do not believe we would have any more accidents by raising the speed limit to 60 miles than we have at 55 miles. I believe you will agree that most of our accidents are caused by drunken drivers and wild young boys, who always either want to see what a car will do or race some person. They are the individuals on whom we should actually crack down.

Truly, it is my hope that there will be favorable action on this bill. I feel certain there will be no bad results from changing the speed limit. As a Citizen and a Taxpayer, I shall greatly appreciate your favorable action on this bill.

Very truly yours,

A TAXPAYER AND CITIZEN
OF THE STATE OF DELAWARE

The Chief Clerk of the House informed the Senate that the House had concurred in SB 44, SJR 3, SCR 15 and SCR 16.

The Chair announced the signing of SB 64.

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

SB 94—"An Act to Amend Chapter 15, Title 9 of the Delaware Code, Relating to the Powers and Duties of the Levy Court of New Castle County," by Pryor; to Revised Statutes.

SB 95—"An Act to Provide for the Payment of Disability Benefits to Certain Persons With Respect to Accident and Sickness Not Compensable Under the Workmen's Compensation Law of This State, Supplementing Part III, Title 19, Delaware Code," by Nechay; to Claims.

The following bill was reported favorably by the majority of the Committee on Judiciary: HB 66 with HA 1.

The following message from the Governor was this day delivered to the Senate:

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, March 6, 1957

To the Senate of the State of Delaware:

On February 4, 1957, I nominated, appointed and submitted to the Senate of the State of Delaware the name of Howard R. Moore, Milford, Delaware, to be a member of the Kent County Department of Elections for a term to expire January 15, 1960.

I respectfully withdraw the nomination and appointment of the late Howard R. Moore.

In conformity with the Constitution and Laws of the State of Delaware, I hereby nominate and appoint for the consent and confirmation of the Senate the following:

Hazel M. Harrington, Felton, to be a member of the Kent County Department of Elections for a term to expire January 15, 1960.

William West, Elsmere, to be a Justice of the Peace in and for New Castle County for a term to expire March 6, 1961.

Respectfully submitted,

J. CALEB BOGGS, Governor

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

SB 96—"An Act to Appropriate Funds to Kruse School for the Current Fiscal Year," by Williams and Reilly; to Finance.

SB 97—"An Act to Amend Chapter 449, Volume 50, Laws of Delaware, in Respect to Interest Rates on Veterans Military Pay Bonds," by Williams and Reilly; to Finance.

SB 37 was reported on its merits by the majority of the Committee on Elections.

The Serargent-at-Arms admitted a messenger from the Governor. The Chair directed the message to the Chairman of the Executive Committee.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 98—"An Act to Amend Title 7, Delaware Code Entitled "Conservation" for a Water Resources Commission, Define Its Powers and Duties, Provide for Hearings and Appeals, Provide Penalties and Appropriate Funds," by Williams, Steen, Correll, Reilly, Tull, Johnson; to Agriculture.

The Chair announced the signing of SB 44.

Upon privilege of the floor, Mr. Reilly announced that the Delaware State Federation of Teachers would be hosts to the members of the General Assembly at a dinner to be held at 5:30 P. M., Thursday, March 7, 1957, at Alexander's Restaurant, Dover.

On motion of Mr. Reilly, the Senate adjourned at 5:05 P. M., until 1:00 P. M., Thursday, March 7, 1957.

29th LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:20 P. M., on Thursday, March 7, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, our Heavenly Father, we bow before Thee in reverence today, seeking Thy blessing upon our lives as we continue this earthly journey. In all our endeavors we ask Thy divine guidance. If there have been times that we have like one of old followed Thee afar off, we pray for Thy forgiveness. If we have faltered in our love for Thee, or been remiss in our devotion to the right, as Thou dost give us to see the right we invoke Thy mercy upon us. If we have neglected any opportunities for service, or allowed prejudice, misunderstanding or selfishness to dominate our lives we seek Thy divine pardon. Grant that the spirit of Thy Blessed Son may so permeate our lives that we may rise above all that is narrow and petty and live up to the best that is within us. Keep before us the high aspirations toward which we may reach, as we pattern our lives after the Divine Example given us in the life of the Man of Galilee. We ask in His Name. Amen.

Members present—Messrs. Behen, Correll, Gray, Harrison, Hickman, Lamot, McCullough, Nechay, Reilly, Tull, Mr. President Pro Tem—11.

Members absent—Messrs. Cook, Hoey, Johnson, Melson, Pryor, Williams—6.

By direction of the Chair, and without objection, the reading of the Journal of the previous session was dispensed with.

On motion of President Pro Tem, the Senate recessed at 1:25 P. M., until call of Chair.

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

Mr. Johnson asked to be marked present.

Upon privilege of the floor, Mr. Behen announced that there would be a public hearing held by the Municipal Corporations Committee of the Senate on March 12, 1957 at 2:30 P. M., for a hearing on SB 6.

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

SB 99—"An Act to Amend Chapter 27, Title 10 of the Delaware Code Relating to Constables," by Behen; to Revised Statutes.

SB 100—"An Act to Repeal Section 2712 of Title 10 of the Delaware Code Entitled "Deputies; Appointment by Certain Constables; Duties," by Behen; to Revised Statutes.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 10**, **SB 11** and **SB 45**, and that the House had passed and requested the concurrence of the Senate in the following bills: **HB 73**, **HB 79** and **HB 97**.

On motion of Mr. Pryor, **SS 1** for **SB 78**—"An Act to Amend Chapter 41, Title 15 of the Delaware Code Relating to Division of Election Districts," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Reilly, Williams, Mr. President Pro Tem—12.

NAYS—None.

ABSENT—Messrs. Cook, Hoey, McCullough, Melson, Tull—5.

So the question was decided in the affirmative and the bill: **SS 1** for **SB 78**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

Mr. Reilly introduced the following resolution: **SR 38**—"Relating to the Express Highway Through Wilmington."

WHEREAS, the State Highway Department of this State has released tentative proposal for the location of a portion of **FAI-2** of the Interstate Defense Highway network through the city of Wilmington, and

WHEREAS, it is our understanding that the State Highway Department in making its recommendation of this route is required by federal regulations to determine that such a route is economically justified, and

WHEREAS, the State Highway Department has not yet released or offered to release to the public the basis for its determination that the indicated course is economically justified, and

WHEREAS, it is our understanding that engineers who were retained to recommend routes for this expressway made more than one alternative recommendation which alternative courses have also not been released for public information, and

WHEREAS, the State Highway Department has not released information based upon any analysis of the loss of revenue to the City of Wilmington or any indication of the source of other revenue in lieu of this loss might come from, or the effect of this loss upon the future of the City of Wilmington and upon the citizens of this State resident both within and without that city, and

WHEREAS, the State Highway Department has not released any analysis of the loss of revenue to New Castle County by this proposed route, and

WHEREAS, the State Highway Department has submitted no plan to economically justify this loss to Wilmington by offering to support:

- (a) extension of its boundaries
- (b) supplementing its income by the State
- (c) supplementing its income by New Castle County
- (d) supplementing its income in any way

WHEREAS, there has been a great deal of reaction against this route from residents of Wilmington accompanied by expressions of fear of irreparable damage to the city of permanent loss of revenue, development of slum areas and damage in decreasing the value of fringe properties, and

WHEREAS, when citizens of any portion of the State are concerned or may incur injury it becomes the concern of the members of the General Assembly.

NOW THEREFORE

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. That the Senate of the 119th General Assembly does hereby go on record as requesting the State Highway Department and other interested agencies to further study the feasibility of changing the location of the portion of FAI-2 which goes through Wilmington so as not to cause injury to that city and to consider recommending if possible alternative route or routes.

Section 2. Does direct the State Highway Department to have a representative appear before this Senate within one week to explain in detail the basis of that department's determination of the route through Wilmington and their answers to questions raised in the above recital and any other questions that may arise so that the representatives of the people of this State may be fully advised of these matters.

Section 3. That this resolution be set forth in the Journal and that copies thereof be sent to the State Highway Department, the Mayor and Council of Wilmington, U. S. Senator John Williams, U. S. Senator J. Allen Frear, U. S. Congressman Harry G. Haskell, Jr., and to the U. S. Department of Defense in order that they may be apprised of these steps and be able to be present if they so desire at the time of explanation by the representative of the State Highway Department.

On motion of Mr. Reilly, SR 38—"Relating to the Express Highway Through Wilmington," was taken up for consideration and read by title in order to pass the Senate.

On the question, "Shall the Resolution be Adapted by the Senate?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Behen, Correll, Gray, Harrison, Johnson, Lammot, McCullough, Pryor, Reilly, Williams—10.

NAYS—Mr. President Pro Tem—1.

NOT VOTING—Mr. Hickman—1.

ABSENT—Messrs. Cook, Hoey, McCullough, Melson, Tull—5.

So the question was decided in the affirmative and **SR 38** having received the required constitutional majority, was adopted by the Senate.

On motion of Mr. Nechay, **SB 73**—"An Act to Amend Chapter 1, Title 7 of the Delaware Code Relating to the Use of Funds Derived from Sale of Hunting and Trapping Licenses," was taken up for consideration and read a third time by title on order to pass the Senate.

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

YEAS—Messrs. Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Reilly, Williams, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Behen, Cook, Hoey, McCullough, Melson, Tull—6.

So the question was decided in the affirmative and the bill: **SB 73** having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 73—"An Act to Amend Title 13, Delaware Code, Entitled "Domestic Relations" in Regard to Divorce," to Judiciary.

HB 79—"An Act to Amend Chapter 21, Title 5, Delaware Code, Relating to Small Loans by Increasing the Cost of the Certificate Renewal Fee," to Banking and Insurance.

HB 97—"An Act to Amend Chapter 55, Title 29, Delaware Code, Entitled, "State Employees Pension Plan" by Increasing the Number of Working Days for Retired School Employees," to Education.

On motion of Mr. Reilly, **HB 66** with **HA 1**—"An Act Agreeing to a Proposed Amendment to Article IV of the Constitution of the State of Delaware, Relating to the Judiciary," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Cook, Hoey, McCullough, Melson—4.

So the question was decided in the affirmative and the bill: **HB 66** with **HA 1**, having received the required constitutional majority, passed the Senate and was ordered returned to the House.

Mr. Lammot on behalf of Mr. Nechay, introduced the following resolution, which on further motion by him was adopted: **SR 39**—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 119th General Assembly."

BE IT RESOLVED, by the Senate of the 119th General Assembly of the State of Delaware, that the following amounts be and the same are hereby appropriated out of any money in the General Fund of the State Treasury for the payment of certain expenses connected with the present Session of the 119th General Assembly of the State of Delaware, up to and including the 30th Legislative Day which said expenses are hereby declared to be proper and reasonable expenses actually incurred by the President and by the respective members of the Senate for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and in returning from Dover to their respective homes, in the performance of their duties as President and members of the Senate, during the present Legislative Session thereof, and the Auditor of Accounts is hereby authorized and fully empowered and directed to approve and properly execute warrants for, and the State Treasurer is hereby authorized and fully empowered and directed to pay to the President and the respective members of the Senate hereinafter named, the respective amounts set opposite their respective names, viz.:

David Buckson	\$225.00
Clifford Pryor	300.00
John Reilly	525.00
Eugene Lammot	525.00
Peter Nechay	262.50
Allen Cook	262.50
Wm. Behen	168.75
Jester Gray	240.00
Wilmer Williams	487.50
Jacob Correll	457.50
Thomas L. Johnson	480.00
S. W. Harrison	180.00
Lemuel Hickman	600.00
Curtis W. Steen	525.00

Calvin McCullough	495.00
Elwood Melson	570.00
Walter J. Hoey	330.00
Earl Tull	487.50

On motion of Mr. Reilly, the Senate adjourned at 4:10 P. M., until 1:00 P. M., Friday, March 8, 1957.

30TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:50 P. M., on Friday, March 8, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Ray W. Kirwan: Eternal God, to Whom a thousand years are but as a day when it is past, and Who art the same yesterday, today and forever, we raise our voices in humble gratitude and praise for all Thy goodness to us. We thank Thee for the paths in which we are led, for the opportunities for service that come to us and for the associations that are ours along life's way. We are especially grateful for the friendship of those with whom we are associated in our various activities and the remembrance of that association enriches and brightens our lives through the coming years. May Thy richest blessing rest upon those who are entrusted with the responsibility of leadership for our state in these days through which we are passing, and those, who are helping them meet those responsibilities. Bless the citizenry of our state that their understanding and cooperation may uphold those who are serving them. So guide and direct us all that Thy will may be done on earth, even as it is in heaven, and bring us at last into Thy eternal Kingdom. Through Jesus Christ, we ask. Amen.

Members present—Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Hoey, Lammot, Pryor, Reilly, Tull, Williams, Mr. President Pro Tem—13.

Members absent—Messrs. Johnson, McCullough, Melson, Nechay—4.

By order of the Chair, and without objection, the reading of the Journal of the previous session was dispensed with.

The Chair ordered the reading of a message from the Governor, as follows:

STATE OF DELAWARE EXECUTIVE DEPARTMENT

Dover, March 8, 1957

To the Senate of the State of Delaware:

This will advise you that on the dates indicated I have approved the following legislation:

February 22, 1957, Senate Bill No. 3 with House Amendment No. 1—An Act to Appropriate Money to the State Highway Department to be Used to Purchase an Automobile Suitable and Befitting the Office of Governor of the State of Delaware for the use of the Governor of the State of Delaware.

March 6, 1957, Senate Bill No. 64—An Act to Appropriate Additional Funds to Complete the Construction of the State Detention Home for Juveniles.

March 6, 1957, House Bill No. 22 with House Amendment No. 1—An Act Making an Appropriation to the State Board of Vocational Education for the Training of Volunteer Firemen.

March 7, 1957, Senate Bill No. 44—An Act Authorizing the State Fire Marshal to Use Money Appropriated by Chapter 605 Volume 50, Laws of Delaware for Construction of Certain Buildings on State Land for Construction of Same Type of Buildings on Other Land.

Respectfully submitted,

J. CALEB BOGGS, Governor

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

SB 101—"An Act to Amend Chapter 39, Title 29, of the Delaware Code Entitled "Delaware Commission on Interstate Cooperation," by Behen; to Miscellaneous.

SB 102—"An Act to Appropriate Money to the Supreme Court of the State of Delaware for the Purpose of Printing and Indexing the Transcripts of Debates and Proceedings of the Constitutional Convention of 1897," by Reilly; to Judiciary.

On motion the President Pro Tem, and without objection, the Senate recessed at 2:00 P. M. until call of Chair.

The President Pro Tem presiding.

Mr. Johnson asked to be marked present.

The President of the Senate at this time took the Chair.

The following bills were reported by the majority of the respective committees as follows: **SB 86**, 3 favorable, 1 on merits, by Judiciary; **SB 87**, 3 favorable, 1 on merits, by Judiciary; **HB 28**, 3 on merits, by Finance; **HB 46**, 3 on merits, by Buildings and Highways.

Mr. Steen introduced the following resolution, which on further motion by him was adopted: **SR 40**—"With Reference to the Resignation of Reverend Ray W. Kirwan, Senate Chaplain."

WHEREAS, Reverend Ray W. Kirman, Chaplain of the Senate of the 119th General Assembly, has tendered his resignation as of March 8, 1957.

NOW THEREFORE,

BE IT RESOLVED by the Senate of the 119th General Assembly that the appreciation of each member of the Senate is hereby extended to the Reverend Ray W. Kirwan for the dignified and capable manner in which he has presided as Chaplain over the Senate, and for his attitude and actions being a personification of a true and outstanding character of the man himself; and

BE IT FURTHER RESOLVED that the resignation of the Reverend Ray W. Kirwan be hereby accepted.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following bill: **HB 90**.

Mr. Steen introduced the following resolution, which on further motion by him was adopted: **SR 41**—"With Reference to the Resignation of Thomas R. Taylor, Senate Attache."

WHEREAS, Thomas R. Taylor, an Attache of the Senate of the 119th General Assembly has tendered his resignation as of March 8, 1957.

NOW THEREFORE,

BE IT RESOLVED by the Senate of the 119th General Assembly that the appreciation of each member of the Senate is hereby extended to Thomas R. Taylor for his conscientious and gentlemanly conduct as a public servant to the Senate and to the citizens of the State of Delaware.

BE IT FURTHER RESOLVED that the resignation of Thomas R. Taylor be accepted.

The following bills were reported by the majority of the Committee on Finance as follows: **SB 52**, 4 on merits, 1 favorable, **SB 67**, on merits.

Mr. Steen introduced the following resolution, which on further motion by him was adopted: **SR 42**—"In Reference to Election of Officers."

BE IT RESOLVED by the Senate of the 119th General Assembly of the State of Delaware that the following named persons be and they hereby are elected to the respective offices appearing opposite their names to serve during the pleasure of the Senate:

Chaplain—Charles Spry

Telephone Messenger—William E. Clark

The Chair administered the Oath of Office to the Rev. Charles W. Spry at Chaplain of the Senate as follows:

OATH OF OFFICE

State of Delaware, County of Kent, ss.

I, Charles W. Spry, do solemnly swear that I will support and defend the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Chaplain of the Senate, according to the best of my ability.

CHARLES W. SPRY

Sworn to and subscribed before me this 8th day of March, A. D., 1957.

CURTIS W. STEEN
President Pro Tem

The Chair announced the signing of SB 10, SB 11 and SB 45.

The following bill was introduced, given first and second readings by title only, and referred to committee as follows:

SS 1 for SB 29—"An Act to Amend Title 14 of the Delaware Code Relating to Education by Providing Hospitalization and Surgical Insurance for School Employees," by McCullough; to Education.

Upon motion by Mr. Reilly, motion prevailing, the regular session was suspended.

Motion by Mr. Reilly to suspend Senate Rule 22. Motion prevailed.

The Sergeant-at-Arms announced the Speaker and Members of the House of Representatives. They were admitted and seated. Lieutenant Governor Buckson invited the Speaker of the House to a seat on the Rostrum.

JOINT SESSION

Mr. Reilly moved that the House and Senate convene in Joint Session. Motion prevailed.

Mr. Reilly moved that the President of the Senate preside over the Joint Session. Motion prevailed.

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

The Chair appointed the following committee to escort the Governor and Mr. Cooper T. Holt, National Commander of the Veterans of Foreign Wars, to the Senate Chamber: Messrs Ehinger, Hussey, Behen and Williams.

The aforementioned committee escorted the Governor and Mr. Cooper to the Rostrum.

Mr. Cooper delivered his address.

Following the address by Mr. Cooper, the committee escorted the Governor and Mr. Cooper from the Senate Chamber.

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

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

Mr. Reilly moved the two Houses now separate to reconvene in their respective chambers. Motion prevailed.

The Senate then reconvened in regular session, the President Pro Tem presiding.

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

SS 1 for SB 62—"An Act to Amend Chapter 13, Title 14, Delaware Code Relating to State Supported Salary Schedules for School Employees," by McCullough; to Education.

SB 103—"An Act to Amend Chapter 161, Volume 50, Laws of Delaware in Respect to the State Forestry Fund," by McCullough for Hoey; to Agriculture.

The following resignation was read to the Senate:

March 8, 1957

I, Chester Wilson, do hereby tender my resignation from the office of Sergeant-at-Arms of the Senate of the 119th General Assembly, effective March 8, 1957.

(Signed): CHESTER WILSON

Mr. Cook introduced the following resolution, which on further motion by him was adopted: **SR 43**—"Accepting the Resignation of a Certain Officer of the Senate."

BE IT RESOLVED, by the General Assembly of the State of Delaware that the resignation of Chester Wilson as Sergeant-of-Arms of the 119th General Assembly is hereby accepted effective at the close of business on the 30th Legislative Day on March 8, 1957.

The following bill was introduced, given first and second readings by title only, and referred to committee as follows:

SS 1 for SB 17—"An Act to Amend Title 14 of the Delaware Code Relating to Education by Providing Uniform Regulations for the Payment of Teachers Out of Local Funds," by McCullough; to Education.

On privilege of the floor, Mr. Reilly announced that on Monday, March 18, 1957, members of the Delaware State Highway Commission would be present at 2:30 P. M., to hold a public hearing relating to the proposed express highway at Wilmington.

Mr. McCullough asked to be marked present.

On motion of Mr. Cook, the Senate adjourned at 4:55 P. M., until 1:00 P. M., Monday, March 11, 1957.

31ST LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:25 P. M., on Monday, March 11, 1957. Present Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Charles W. Spry: As we enter these halls, made sacred to some of us by memories of the past, we would place our hand in Thine, O Lord, to be led in a closer walk with Thee. Wilt Thou lead us to a height of achievement that we have never reached before: A height that will disappoint our foes, but surprise and delight our friends. To that end we implore Thy blessing and guidance upon this honored body, chosen and elected from the hills and streets of New Castle, the fields and orchards of Kent, and from the forests, the plains and the shores of Sussex. Inspire Thou, their minds to plan and ponder; endow them with vision, that will enable them to see the dangers lurking about them, and

also to see the opportunities that each day may bring; create within our breast a burning desire to see this fair State moving slowly but surely toward the goal of our dreams. And Thy Name shall have the praise and the Glory forever. Amen!

Members present—Messrs. Cook, Correll, Gray, Harrison, Lammot, Melson, Nechay, Reilly, Tull, Williams, Mr. President Pro Tem—11.

Members absent—Messrs. Behen, Hickman, Hoey, Johnson, McCullough, Pryor—6.

By order of the Chair, and without objection, the reading of the Journal of the previous session, was dispensed with.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following bill: **HB 85**.

The Chair presented the following House Bill, which was given first reading and referred to committee as follows:

HB 85—"An Act to Amend An Act Entitled "An Act Changing the Corporate Name of 'The Commissioners of Wyoming' to 'The Town of Wyoming' and Establishing a Charter Therefor," Being Chapter 189, Volume 43, Laws of Delaware, 1941, as Amended by Chapter 87, Volume 47, Laws of Delaware, 1949, by Increasing the Amount of Money Which May be Raised Each Year in Taxes," to Municipal Corporations.

The Chair announced the signing of **HB 66**.

The following bills were reported favorably by the majority of the Committee on Private Corporations: **SB 71**, **SB 72** and **SB 74**.

On motion of Mr. Reilly, **HB 46**—"An Act to Authorize the Levy Court of New Castle County to Plan, Construct, Equip and Furnish an Addition to the Present County Building for New Castle County and to Issue Bonds to Finance the Cost Thereof," was taken up for consideration and read a third time by title in order to pass the Senate.

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

YEAS—Messrs. Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Reilly, Williams, Mr. President Pro Tem—11.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough, Melson, Pryor, Tull—6.

So the question was decided in the affirmative and the bill: **HB 46**, having received the required constitutional majority, passed the Senate and was ordered returned to the House.

The Chair administered the following oath of office to Willie E. Clark, appointed as telephone messenger:

OATH OF OFFICE

The State of Delaware, County of Kent, ss.

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

WILLIE E. CLARK

Sworn and subscribed to this 11th day of March, A. D. 1957.

CURTIS W. STEEN

President Pro Tem

On motion of Mr. Hickman, **SB 67**—"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 White's Creek Between Indian River Bay and a Point Beyond Assawoman Canal to Lord Baltimore School 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 Government," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS — Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Reilly, Williams, Mr. President Pro Tem—12.

NAYS—None.

ABSENT — Messrs. Hoey, McCullough, Melson, Pryor, Tull—5.

So the question was decided in the affirmative and the bill: **SB 67**, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Steen, **SB 52**—"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 Bay Channel Via Pepper's Creek 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 Improvement," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS — Messrs. Behen, Cook, Correll, Gray, Harrison, Hickman, Johnson, Lammot, Nechay, Reilly, Williams, Mr. President Pro Tem—12.

NAYS—None.

ABSENT — Messrs. Hoey, McCullough, Melson, Pryor, Tull—5.

So the question was decided in the affirmative and the bill: SB 52, having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

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

SB 104—"An Act to Amend Chapter 87, Title 11, of the Delaware Code, Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing the Salary for the Assistant State Detective of New Castle County," by Lammot, Reilly, McCullough and Williams; to Finance.

SB 105—"An Act to Amend Chapter 87, Title 11, of the Delaware Code Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing the Salary for the Chief State Detective of New Castle County," by Lammot, Reilly, McCullough and Williams; to Finance.

SB 106—"An Act to Amend Chapter 87, Title II of the Delaware Code Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing the Salary for the Chief State Detective of New Castle County," by Lammot, Reilly, McCullough and Williams; to Finance.

SB 107—"An Act to Amend Chapter 87, Title II, of the Delaware Code Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing the Salary for the State Detective of Sussex County," by Steen and Hickman; to Finance.

SB 108—"An Act to Amend Chapter 87, Title II, of the Delaware Code Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing the Salary for the State Detective of Kent County," by Cook; to Finance.

SB 109—"An Act to Amend Chapter 25, Title 29 of the Delaware Code Relating to Attorney General by Increasing the Salaries of the Deputy Attorneys General," by Cook; to Finance.

The following bill was reported favorably by the majority of the Committee on Miscellaneous: SB 101.

The following bill was introduced, given first and second readings, the second by title only, and referred to committee as follows:

SB 110—"An Act Proposing an Amendment to the Constitution of the State of Delaware Relating to the Time and Frequency of Sessions of the General Assembly," by Nechay; to Revised Statutes.

On motion of Mr. Cook, the Senate adjourned at 4:15 P. M., until Wednesday, March 13, 1957, at 1:00 P. M.

32ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 2:10 P. M., on Tuesday, March 12, 1957. President Pro Tem Steen presiding.

Prayer by the Temporary Chaplain, Rev. John M. Donohoe.

Members present—Messrs. Cook, Correll, Gray, Harrison, Hickman, Lammot, Nechay, Reilly, Williams, Mr. President Pro Tem—10.

Members absent—Messrs. Behen, Hoey, Johnson, McCullough, Melson, Pryor, Tull—7.

By direction of the Chair, and without objection, the reading of the Journal of the previous session was dispensed with.

Asked to be marked present: Messrs. Behen and Pryor.

Upon motion by Mr. Reilly, motion prevailing, the motion made by Mr. Cook on Monday, March 11, 1957, to adjourn until 1:00 P. M., Wednesday, March 13, 1957, said motion for adjournment being confirmed by the Chair, was declared null and void.

The Chair then declared that this day, Tuesday, March 12, 1957, be declared the 32nd Legislative Day, and that the Senate now sit in regular session. There were no objections to the declaration by the Chair.

On motion of Mr. Cook, the Senate recessed at 2:10 P. M. until call of the Chair.

Senate met at expiration of recess at 3:20 P. M. President Pro Tem presiding.

Mr. Johnson asked to be marked present.

The Chair announced the signing of **HB 46**.

The following bills were reported favorably by the majority of the respective committees as follows: **SB 84** and **SB 85**, by Buildings and Highways; **SB 94** and **SB 99**, by Revised Statutes.

On motion of Mr. Cook, the Senate adjourned at 3:35 P. M. until 12 o'clock noon, Wednesday, March 13, 1957.

33RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 12:15 P. M., on Wednesday, March 13, 1957. President Pro Tem Steen presiding.

Prayer by the Chaplain, Rev. Charles W. Spry: Our Heavenly Father, Who art the only all wise and everlasting God, as a representative body of this grand Commonwealth, Delaware, Our Delaware, we pause in Thy presence, to ask Thy guidance upon the deliberations of this day and the days to come. Be Thou ever mindful of all who hold positions of responsibility and trust in this grand little state: His Excellency, the Governor and his aides; the President and the President Pro Tem of this Senate; the leaders of each side of the aisle, and each member of this distinguished body; the learned and esteemed attorneys; the kind and obliging attaches; and the many distinguished visitors that frequent these halls. And we ask it all in the Name of the One Who loves us and gave Himself for us. Amen!

Members present—Messrs. Behen, Cook, Gray, Hickman, Mr. President Pro Tem—5.

Members absent—Messrs. Correll, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Nechay, Pryor, Reilly, Tull, Williams—12.

The reading of the Journal of the previous session was dispensed with by order of the Chair.

Upon declaration by the Chair of the lack of a quorum, the Senate recessed at 12:20 P. M., until 2:00 P. M.

The Senate met at expiration of recess at 3:40 P. M., the President Pro Tem presiding.

Messrs. Lammot, Reilly, Correll, Melson, Nechay, McCullough, Pryor, Harrison, Johnson, Williams and Tull asked to be marked present.

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

SB 111—"An Act to Amend Chapter 55, Title 29, Delaware Code Relating to State Employees Pension Plan," by Reilly; to Labor.

SB 112—"An Act to Amend Title 17 of the Delaware Code by Authorizing the State Highway Department to Reimburse Public Utilities for the Cost of Relocating Facilities Required by Road Improvements, Where the State Receives Federal Funds," by Reilly; to Buildings and Highways.

SB 113—"An Act to Amend Chapter 9, Title 7, Delaware Code, Entitled "Fishing in Delaware River and Delaware Bay," by Hickman and Steen; to Fish, Oysters and Game.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 46**, and that the House had passed and requested the concurrence of the Senate in the following resolutions: **HCR 4** and **HCR 5**.

The Chair presented the following House Concurrent Resolution, which was given first reading, adopted and ordered returned to the House:

HCR 4—"Wishing Representative Charles West and Eleanor Lee West, His Wife, Best Wishes on the Birth of a Son."

WHEREAS, the Members of the House of Representatives and the Senate of the 119th General Assembly have learned with pleasure that Eleanor Lee West, wife of Representative Charles West of Millsboro, gave birth to a bouncing baby boy politician this morning, and

WHEREAS, the Members of the Assembly wish to congratulate Representative West and his wife on the birth of their first child and wish to express their sincere wishes that this fine boy may be a continuous source of happiness to them; **NOW THEREFORE**

BE IT RESOLVED by the House of Representatives of the State of Delaware, the Senate concurring therein, that the Members of the 119th General Assembly hereby heartily congratulate Representative Charles West and his lovely wife Eleanor Lee West on the birth of their first child, a healthy baby boy, and that best wishes of the Members are hereby extended to Representative West and his wife on this pleasurable event; and

BE IT FURTHER RESOLVED that the Members of the Assembly join with a host of friends in wishing the young son a long, successful and happy life, and

BE IT FURTHER RESOLVED that this resolution be spread upon the Journals of both Houses and that a copy hereof be sent to Representative West and his wife Eleanor Lee.

The Chair presented the following House Concurrent Resolution, which was given first reading, adopted and ordered returned to the House:

HCR 5—"Memorializing the Congress of the United States to Consider Favorably a Federal Program to Improve Delaware Waterways."

WHEREAS, an oil tanker known as the U. S. N. S. Mission San Francisco and a Liberian freighter known as the S. S. Elna II collided in the Delaware River, near New Castle, Delaware, on Thursday, March 7, 1957, which resulted in a great loss of life, personal injury and much property damage; and

WHEREAS, there have been many other collisions and groundings of vessels in that area in recent years which clearly necessitates an immediate Federal Program of improvement of Delaware Waterways for the benefit of shipping; and