

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 35 members present; none absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—35.

MEMBERS ABSENT—None.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Reports were given:

HB 214—Building and Highways, 5 favorable.

HB 273—Revenue and Taxation, 3 favorable, 2 on merits.

Mr. Shockley moved that **HB 80** with **HA 1**—"An Act to Aid Veterans' Organizations and Their Services to Veterans by Making an Appropriation Therefor," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—35.

NAYS—None.

HB 80 with **HA 1** having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 218**—"An Act Making an Appropriation to the Civil War Centennial Commission. Be it Enacted by the General Assembly of the State of Delaware," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—35.

NAYS—None.

HB 218 having received the constitutional majority, passed the House.

Mr. Blendt moved that **HB 115**—"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," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—Messrs. Atkins, Casey—2.

NOT VOTING—Mr. Kirkby—1.

HB 115 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **SB 117** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 111** and **HCR 6** with **HA 1** and was returning the same to the House.

The Speaker ordered without objection Mr. Shockley's name be added as a Sponsor to **HB 248**.

Mr. Walls introduced **HR 63**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 63** be adopted by voice vote. The motion prevailed.

HR 63—"Authorizing Payment for Services Rendered on a Safe in the Office of the Clerks of the House of Representatives of the 122nd General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$25 (twenty-five dollars,) is hereby appropriated out of any money in the State Treasury, not otherwise ap-

propriated, to pay Harold L. Cook, Laurel, Delaware for professional services on the safe in the Office of the Clerk of the House of Representatives of the 122nd General Assembly.

Mr. Eskridge moved that **HB 125 with HA 1**—"An Act Appropriating Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in Sussex County," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Blendt, Busker, Clifton, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—Mr. Atkins—1.

NOT VOTING—Messrs. Best, Casey, Correll, Kirkby—4.

HB 125 with HA 1 having received the constitutional majority, passed the House.

Mr. Busker moved that **HB 108**—"An Act Appropriating Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in Kent County," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—Mr. Atkins—1.

ABSENT—Mr. Kirkby—1.

NOT VOTING—Messrs. Best, Casey—2.

HB 108 having received the constitutional majority, passed the House.

Mr. Blendt moved that **HB 268**—"An Act Appropriating Moneys to the State Soil Conservation Commission for the Construction, Improvement and Protection of Ditches in New Castle County," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—Mr. Atkins—1.

ABSENT—Mr. Kirkby—1.

NOT VOTING—Mr. Best—1.

HB 268 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 250**—An Act to Amend Chapter 118, Volume 33, Laws of Delaware, as amended by Chapter 180, Volume 49, Laws of Delaware Entitled “An Act Providing for a Firemen’s Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington” by Providing for a Base Monthly Minimum Pension Payment, be given its first and only third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 250** be temporarily deferred. The motion prevailed by voice vote.

Mr. Dineen moved that **HB 230**—“An Act to Amend Chapter 81, Title 9, Delaware Code, Entitled Limitations Upon Taxing Power,” be given its first and only third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 230** be temporarily deferred. The motion prevailed by voice vote.

At 3:36 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:46 the Speaker called the House to order.

At 5:46 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Thursday, May 9, 1963. The motion prevailed by voice vote.

44th LEGISLATIVE DAY

The Speaker called the House to order at 1:52 P.M. on Thursday, May 9, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hoeker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Quigley, Shockley, Wootten—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Report was given:

HB 160—Revised Statutes, 5 on merits.

SCR 18 was given its first reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 18**. The motion prevailed by voice vote.

SCR 18 was given its final reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the concurrent resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **SCR 18** be adopted by voice vote. The motion prevailed.

SCR 18—“Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware.”

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the following named companies be paid for supplies and services rendered the 122nd General Assembly of the State of Delaware:

Lo-Mar, Inc.	\$115.85
Seaford, Delaware	
Quaker City Paper Company	37.00
432 West Allegheny Avenue	
Philadelphia 33, Pennsylvania (#13919)	

Butler's Inc.	101.40
415 Market Street Wilmington, Delaware (#19921, 19968)	
Yearly contract to Butler's on A. B. Dick Model 320	192.00
George D. Hanby Co., Inc	349.26
919 Market Street Wilmington, Delaware (#67107, 67108)	
Harrington Journal	396.00
Harrington, Delaware	
Bryan's Pharmacy	5.00
Dover, Delaware	
Young & Revel, Inc.	300.66
P. O. Box 241 Milford, Delaware	
Greenwood Book Shop	7.50
110 West 9th Street Wilmington, Delaware (#01862)	
State Printing Division	180.00
Documents Section Sacramento 14, California (#14410)	
Capitol Office Equipment Company	319.53
P. O. Box 266 Dover, Delaware (#99660, 99674, 31615, 31611, 99638)	
Addressograph-Multigraph Corporation	439.26
P. O. Box 1305 Church Street Station New York 8, N. Y. (#20-67, 20-248, 20-421, 20-65, 20-66, 20-31)	

SB 54—"An Act to Amend Title 15, Delaware Code by Transferring the Functions Presently Performed by the Clerk of the Peace in each County in General Elections to the Department of Elections for each County," was given its first reading by title only and assigned to the Committee on Elections.

SB 56—"An Act to Amend Title 15, Section 1511 A of the Delaware Code Changing the Compensation for Delivery of Registration Records to the Department of Elections," was given its first reading by title only and assigned to the Committee on Elections.

SB 55—"An Act to Amend Title 15, Delaware Code by Providing that the Department of Elections shall Designate

the Election Officer who shall serve as Inspector of Elections and Providing Compensation to said Inspector for Attending Instruction Sessions," was given its first reading by title only and assigned to the Committee on Elections.

SB 108—"An Act to Amend Section 8323, Title 11, Delaware Code, Relating to Pensions for State Police," was given its first reading by title only and assigned to the Committee on Judiciary.

SCR 17 was given its first reading by title only and assigned to the Committee on Federal Relations.

SCR 17—"Endorsing Governor Elbert N. Carvel's Opposition to the Present Plans of the U. S. Department of the Interior for the Acquisition of Land for the Proposed Primehook Refuge."

WHEREAS, the U. S. Department of the Interior has in recent months indicated its plan to acquire certain land in Primehook Neck for a wildlife refuge; and

WHEREAS, a great number of citizens of Sussex County have expressed strong opposition to the proposed methods of acquiring the property for the Primehook Refuge; and

WHEREAS, the Honorable Elbert N. Carvel, Governor of this State, by letter dated March 13, 1963 to the Secretary of the Interior expressed unequivocally his opposition to the continuation of present plans to acquire the lands for the Primehook Refuge; and

WHEREAS, the members of the 122nd General Assembly wish to endorse the position of the Governor in opposing the proposed method of acquisition of the lands for the Primehook Refuge;

NOW THEREFORE:

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein, that it fully endorses the position of Governor Elbert N. Carvel in opposing the continuation of plans by the U. S. Department of the Interior to acquire land at Primehook Neck for a wildlife refuge.

BE IT FURTHER RESOLVED that the text of this resolution be made a part of the Journal of the proceedings of the Senate and the House of Representatives of the 122nd General Assembly of the State of Delaware.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to President John F. Kennedy, Honorable John J. Williams, Honorable J. Caleb Boggs, Honor-

able Harris B. McDowell, Jr., Governor Elbert N. Carvel, Honorable Stewart Udall, Secretary of the Interior and the Board of Game and Fish Commissioners.

SB 117—"An Act to Amend Chapter 43, Title 29, Delaware Code, Relating to Notaries Public."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

The following Committee Report was given:

HB 248—Insurance and Banking, 5 favorable.

Mr. Davidson moved that **SB 53** be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 53** be temporarily deferred. The motion prevailed by voice vote.

At 2:09 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 2:30 P.M. the Speaker called the House to order.

Mr. Exley introduced **HR 64**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 64** be adopted by voice vote. The motion prevailed.

HR 64—"Expressing the Best Wishes of the House of Representatives of the 122nd General Assembly to Representative W. Harrison Phillips on his Birthday."

WHEREAS, the members of the House of Representatives of the 122nd General Assembly have learned that May 9 is the birthday of Representative W. Harrison Phillips, and

WHEREAS, the members of the House of Representatives wish to express their best wishes to Representative Phillips,

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the best wishes of its members for the continued good health and happiness of Representative Phillips for many more years are hereby extended to Representative Phillips.

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House, a copy

delivered to the press and a copy be given to Representative Phillips.

The following Committee Reports were given:

HB 272—Education, 3 favorable, 2 on merits.

HB 176—Revised Statutes, 5 favorable.

HB 194—Revised Statutes, 4 favorable, 1 on merit.

HB 220—Revised Statutes, 5 favorable.

HB 246—Revised Statutes, 5 favorable.

HB 255—Revised Statutes, 5 favorable.

It was regularly moved and seconded that **HB 109** be recommitted. The motion prevailed by voice vote.

It was regularly moved and seconded that **HB 109** be stricken from the calendar. The motion prevailed by voice vote.

Mr. Annett introduced **HCR 14**. It was given its first reading by title only and assigned to the Committee on Revised Statutes.

HCR 14—“Providing for Adjournment of Both Houses of the 122nd General Assembly From June 15 Until September 1, 1963.”

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware, the Senate concurring therein, that the 122nd General Assembly shall adjourn from June 15 until September 1, 1963.

A messenger from the Senate informed the House that the Senate had passed **HS 1** for **HB 164** and was returning the same to the House.

It was regularly moved and seconded that **HB 256** be stricken from the calendar. The motion prevailed by voice vote. Without objection it was so ordered.

It was regularly moved and seconded that the results of the roll call on **HB 94**—“An Act to Amend Chapter 9, Title 7, Delaware Code by Adding a New Section 813 to Provide a Bounty for the Killing of Wood Chucks or Ground Hogs Within the Boundaries of the State of Delaware,” be lifted from the table. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Busker, Darling, Dineen, Downs, Eskridge, Hanlon, Livingston, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley,

Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—24.

NAYS—Messrs. Bartleson, Best, Correll, Exley, Hale, Jarrell—6.

NOT VOTING—Messrs. Casey, Clifton, Davidson, Fifer, Hocker—5.

HB 94 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 250** be given its third and final reading and taken up for consideration in order to pass the House.

HB 250 as amended by **SA 1**—An Act to Amend Chapter 118, Volume 33, Laws of Delaware, as Amended by Chapter 180, Volume 49, Laws of Delaware Entitled “An Act Providing for a Firemen’s Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington” by Providing for a Base Monthly Minimum Pension Payment.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Best, Shockley, Wootten—3.

HB 250 having received the constitutional majority, passed the House.

At 4:50 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Monday, May 13, 1963. The motion prevailed by voice vote.

45th LEGISLATIVE DAY

The Speaker called the House to order at 1:50 P.M. on Monday, May 13, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 34 members present; 1 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling,

Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

MEMBERS ABSENT—Mr. Quigley—1.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

On date indicated, the Governor approved the following legislation:

April 29, 1963—**SB 8; SB 74; SB 75/SA 1; HB 98.**

May 1, 1963—**HB 147; HB 161; HB 166/HA 1.**

On date indicated, the Governor approved the following legislation:

May 3, 1963—**SB 21/SA 4.**

May 7, 1963—**HB 200.**

May 8, 1963—**HB 95; HCR 3; SB 2; SS 1 for SB 18; SB 92; SJR 3.**

The following Committee Report was given:

SB 7—Revenue and Taxation, 4 favorable, 1 on merit.

Mr. Walls introduced **HR 65**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 65** be adopted by voice vote. The motion prevailed.

HR 65—“Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 122nd General Assembly.”

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the following amounts are 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 122nd General Assembly of the State of Delaware, up to and including the 46th Legislative Day, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover

and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives, during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

John H. Annett	\$ 52.00
Robert B. Atkins	100 00
T. Lees Bartleson	110.00
William T. Best	95.00
Carlton Blendt, Jr.	40.00
Glenn W. Busker	26.00
Andrew J. Casey	100.00
Carlton Clifton	60.00
Jacob A. Correll	84.00
Gooden M. Darling	24.00
Robert C. Davidson	62.00
Russell F. Dineen	100.00
Robert N. Downs, III	96.00
Norman A. Eskridge	70.00
George H. Exley	40.00
Harvey P. Fifer	10.00
Everette Hale	90.00
Thomas J. Hanlon	100.00
Wilbert E. Hocker	120.00
M. Martin Isaacs	96.00
Maurice N. Jarrell	4.00
Ralph S. Keenan	100.00
George Kirkby	48.00
Paul F. Livingston	100.00
Granville T. Lowe	100.00
James D. McGinnis	
W. Harrison Phillips	102.00
J. Reynolds Pratt	32.00
James R. Quigley	90.00
Paul E. Shockley	100.00
H. Dawson Shulties	20.00
Joseph B. Walls	96.00
Wallace P. Wootten	26.00
Norman N. Younger	46.00
Sherman W. Tribbitt	50.00

Mr. Walls introduced **HR 66**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the

resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 66** be adopted by voice vote. The motion prevailed.

HR 66—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 122nd General Assembly."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 122nd GENERAL ASSEMBLY that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees for the period commencing with the 37th Legislative Day and including the 46th Legislative Day, of the current session.

John J. Argo	\$250.00
Frederick Bell	200.00
Gerald Berkowitz	375.00
Beverly J. Blevins	275.00
Ida Brasure	275.00
P. Donald Brown	200.00
Addie Budd	200.00
Frank Calio	250.00
N. Eugene Campbell	200.00
Harold Clendaniel	200.00
Clarence M. Collins	200.00
Helen M. Collins	200.00
Clara Conley	200.00
Carroll Cordrey	200.00
Martha Dixon	200.00
Michelene Duff	275.00
Sam C. Elliott	200.00
Emogene Ellis	275.00
Roy Freeman	214.50
Dorothy Gagnon	200.00
Edna Hartsell	250.00
Cora Hilyard	200.00
Cooper Hurd	200.00
Bradford Holliday	200.00
Frank P. Hudson	200.00
Margaret Hurley	200.00
Percy D. Haughey	200.00
Claude Jordon	200.00
Mildred A. Keeler	200.00

J. Howard Link	200.00
Venie R. Lloyd	275.00
Barney J. Lofland	200.00
Jennings Moore	200.00
Helen Mullins	200.00
Richard Norwood	200.00
Doris M. Nickerson	200.00
Louise H. Pennewill	275.00
Walter Pyle	275.00
James R. Quigley, Jr.	250.00
Andrew P. Reynolds	200.00
William Reynolds	200.00
Willard C. Robbins	200.00
J. Fred Robinson	200.00
Gustave Richardson	200.00
Ruth Ross	200.00
James Rowlinson, Sr.	200.00
John Smith	80.00
Ralph Spitzer	200.00
Francis X. Splane	330.00
Nelson Stubbs	200.00
Olive Sutton	200.00
Catherine Swartwood	275.00
Bailey Thomas	250.00
Alex Tomkiewicz	275.00
Harrison E. Turner	750.00
Elizabeth Wainwright	250.00
Lillian Wallace	200.00
James A. Walsh	375.00
William J. Warwick	250.00
Melba Webb	178.75
Roland West	250.00
Dorothy Williams	200.00
Harry Wootten	200.00
Ralph E. Vines	120.00

Mr. Exley introduced **HR 67**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 67** be adopted by voice vote. The motion prevailed.

HR 67—"Authorizing the Payment of Certain Expenses of the House of Representatives of the 122nd General Assembly for the Printing of Resolution Backers."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$30 is hereby

appropriated out of any money in the State Treasury, not otherwise appropriated to pay Albe-Mar Printing Service, 419 Shipley St., Wilmington, Delaware for the printing of one hundred and fifty (150) Resolution Backers for the House of Representatives of the 122nd General Assembly.

Mr. Dineen moved that **HB 46**—"An Act to Provide, in the Event of Attack Upon the United States, for the Continuity of the Executive Functions of the Government of the State and the Governments of Political Subdivisions of the State by Providing for Emergency Interim Succession to Executive Offices of the State and its Political Subdivisions; and by authorizing political subdivisions to Enact Resolutions and Ordinances Relating to the Subject," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Dineen moved that **HA 1** to **HB 46** having previously been placed with the bill, be adopted by voice vote. Question prevailed. On the question, "Shall this bill pass the House?" the roll call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Blendt—1.

HB 46 with **HA 1** having received the constitutional majority, passed the House.

It was regularly moved and seconded that **HB 4** be re-committed. The motion prevailed by voice vote.

It was regularly moved and seconded that **HB 4** be stricken from the calendar. The motion prevailed by voice vote.

Mr. Eskridge moved that **HB 227**—An Act to Amend Chapter 274, Volume 53, Laws of Delaware, entitled "An Act Making Supplementary Appropriations to the State Planning Office for Operations for the Fiscal Year Ending June 30, 1962 and for the Undertaking of a Development Plan for the State," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Esk-

ridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Mr. Blendt—1.

NOT VOTING—Mr. Bartleson—1.

HB 227 having received the constitutional majority, passed the House.

Mr. Busker moved that **SB 15**—"An Act to Amend Title 29, Section 5501, Delaware Code, Relating to State Pension Plan by Extending Coverage to Employees of the Merit System of Personnel Administration," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Blendt—1.

SB 15 having received the constitutional majority, passed the House.

It was regularly moved and seconded that **HB 12** be stricken from the calendar. Without objection it was so ordered.

It was regularly moved and seconded that **HB 9** be stricken from the calendar. Without objection it was so ordered.

A messenger from the Senate informed the House that the Senate had passed **SB 106** and **145** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 75** with **HA 1** and **HA 2** and was returning the same to the House.

Mr. Walls moved that **HB 204**—"An Act to Appropriate the Sum of \$150,000.00 to the Delaware Commission of Shell Fisheries for Cleaning and Replenishing Oyster Beds in the Delaware Bay," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Walls moved that **HA 1** to **HB 204** having previously

been placed with the bill, be adopted by voice vote. Question prevailed.

At 3:25 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:48 P.M. the Speaker called the House to order.

It was regularly moved and seconded that action on **HB 204** with **HA 1** be temporarily deferred.

It was regularly moved and seconded that motion to defer **HB 204** with **HA 1** be laid on the table.

The Roll Call revealed:

YEAS—Messrs. Blendt, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Hanlon, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—20.

NAYS—Messrs. Annett, Atkins, Best, Correll, Downs, Exley, Fifer, Hale, Hocker, Livingston, Keenan, Younger—12.

ABSENT—Messrs. Bartleson, Casey—2.

NOT VOTING—Mr. Jarrell—1.

Motion to table deferment of **HB 204** with **HA 1** having received the constitutional majority, passed the House.

Mr. Hocker introduced **HA 2** to **HB 204**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 204** be tabled. Roll Call revealed:

YEAS—Messrs. Blendt, Clifton, Darling, Dineen, Eskridge, Hanlon, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—18.

NAYS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Correll, Davidson, Downs, Exley, Fifer, Hale, Hocker, Livingston, Keenan, Younger—15.

ABSENT—Mr. Casey—1.

NOT VOTING—Mr. Jarrell—1.

Motion to table **HA 2** to **HB 204** having received the constitutional majority, passed the House.

Mr. Hocker requested his name be removed from **HB 204** as sponsor. Speaker ordered without objection.

The Roll Call revealed:

YEAS—Messrs. Blendt, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Hanlon, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—21.

NAYS—Messrs. Annett, Atkins, Bartleson, Correll, Downs, Exley, Fifer, Hale, Hocker, Younger—10.

ABSENT—Mr. Casey—1.

NOT VOTING—Messrs. Best, Livingston—2.

PRESENT—Mr. Keenan—1.

HB 204 with **HA 1** having received the constitutional majority, passed the House.

The following Committee Reports were given:

HB 181—Miscellaneous, 3 favorable, 2 on merits.

SCR 17—Federal Relations, 3 favorable, 2 on merits.

HB 270—Appropriation, 4 favorable, 1 on merit.

Mr. Blendt introduced **HS 1** to **HB 236**—“An Act Appropriating the Sum of \$80,000.00 in the Fiscal Year Commencing July 1, 1963 to the State Board of Education for the Purpose of Establishing Adult Evening High Schools.”

It was given its first reading by title only and assigned to Committee on Appropriations.

Mr. McGinnis introduced **HA 1** to **HB 67**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 67** be placed with the bill. The motion prevailed.

Mr. McGinnis introduced **HB 277**—“An Act to Provide a Pension for Members of the General Assembly and the Lieutenant Governor.”

It was given its first reading by title only in its entirety and assigned to Revised Statutes Committee.

Mr. McGinnis introduced **HB 278**—“An Act to Amend Chapter 158, Volume 36, Laws of Delaware (As Amended) Providing for Changes in the Charter of the City of Dover.”

It was given its first reading by title only in its entirety and assigned to the Committee on Corporations-Municipal.

The following Committee Reports were given:

SB 108—Judiciary, 5 favorable.

SB 112—Appropriation, 5 favorable.

It was regularly moved and seconded that **HB 35** be stricken from the calendar. Without objection it was so ordered.

Without objection the following communication was made part of the record.

May 9, 1963

Board of Game and Fish Commissioners
Dover, Delaware

Gentlemen:

In the event that the State of Delaware restores Garrisons Pond, Kent County, Delaware, on or before December 31, 1964, by the construction of adequate water control structures, the below signed do hereby agree to give by easement to the State of Delaware for exclusive administration, development and use of said State, and without cost to said State, the lands located by the attached plat, Exhibit A, and containing no less than 33,600 square feet of lands above the water level of Garrisons Lake as restored, and to be described in full by metes and bounds.

The above stated easement shall begin prior to the construction authorized by **Senate Bill 24** of the 122nd General Assembly and shall continue for as long as the pond bed shall be covered with water and the land granted by said easement shall be administered by the State for public access and recreational facilities.

Sincerely,

WILLIAM GOLDINGER,
President

LOUIS GOLDINGER,
Secretary

Goldinger Brothers, Inc.

Witness: Austin D. Smith

Without objection the following communication was made part of the record.

May 9, 1963

Board of Game and Fish Commissioners
Dover, Delaware

Gentlemen:

In the event that the State of Delaware restores Garrisons Pond, Kent County, Delaware, on or before December 31, 1964, by the construction of adequate water control structures, the below signed do hereby agree to give by easement to the State of Delaware for exclusive administration, development and use of said State, and without cost to said State, the lands located by the attached plat, Exhibit A, and containing no less than 45,000 square feet of lands

above the water level of Garrisons Lake as restored, and to be described in full by metes and bounds.

The above stated easement shall begin prior to the construction authorized by **Senate Bill 24** of the 122nd General Assembly and shall continue for as long as the pond bed shall be covered with water and the land granted by said easement shall be administered by the State for public access and recreational facilities.

Sincerely,

CHARLES M. EWING
DOROTHY M. EWING

Witness: Austin D. Smith

Mr. Dineen moved that **SB 24**—"An Act Appropriating Funds to the State Highway Department and to the Board of Game and Fish Commissioners of the State of Delaware to Construct and Maintain a Dam Across Garrisons Pond, Kent County, Delaware," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—30.

NAYS—Mr. Hocker—1.

ABSENT—Mr. Casey—1.

NOT VOTING—Messrs. Best, Fifer, Younger—3.

SB 24 having received the constitutional majority, passed the House.

At 5:32 P.M. it was regularly moved and seconded that the House recess to adjourn until 1:00 P.M. Tuesday, May 14, 1963. The motion prevailed by voice vote.

46th LEGISLATIVE DAY

The Speaker called the House to order at 1:48 P.M. on Tuesday, May 14, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, David-

son, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

MEMBERS ABSENT—Messrs. Best, Quigley—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

STATE OF DELAWARE

DEPARTMENT OF PUBLIC INSTRUCTION

May 13, 1963

Honorable Russell Dineen, Chairman
Appropriations Committee
House of Representatives
Legislative Hall
Dover, Delaware

Dear Representative Dineen:

The State Board of Education was canvassed on the question, approval or disapproval of **HB 247**. The members approved this legislation unanimously.

Sincerely yours,

GEORGE R. MILLER, JR.
Secretary, State Board
of Education
State Superintendent

The following Committee Reports were given:

HB 277—Revised Statutes, 1 favorable, 3 on merits, 1 unfavorable.

HB 276—Revised Statutes, 1 favorable, 3 on merits, 1 unfavorable.

SB 43—Revised Statutes, 1 favorable, 4 on merits.

HB 258—Judiciary, 1 favorable, 3 on merits.

HB 259—Judiciary, 1 favorable, 3 on merits.

HB 257—Judiciary, 1 favorable, 3 on merits.

SB 134—Revised Statutes, 2 favorable, 3 on merits.

HB 271—Appropriation, 2 favorable, 2 on merits.

Mr. Dineen moved that **HB 247**—"An Act to Amend Section 1307, Title 14, Delaware Code, Relating to Salary Schedule for Principals Subordinate to a Chief School Officer, and Making a Supplementary Appropriation for the Fiscal Year Ending June 30, 1964," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wooten, Younger, Mr. Speaker—27.

NAYS—Mr. Darling—1.

ABSENT—Messrs. Best, Blendt, Busker, Casey, McGinnis, Quigley—6.

PRESENT—Mr. Fifer—1.

HB 247 having received the constitutional majority, passed the House.

Mr. Exley introduced **HR 68**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 68** be adopted by voice vote. The motion prevailed.

HR 68—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$333.20 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Sussex Countian, Georgetown, Delaware for the printing of calendars for the House of Representatives of the 122nd General Assembly.

Mr. Lowe moved that **SB 7**—"An Act Authorizing and Directing the Levy Court of Kent County to Reimburse Stephen Seiler, Jr. and Kathleen Seiler and Florence K. Travers Property and School Taxes Paid in Error," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Best, Busker, Quigley—3.

SB 7 having received the constitutional majority, passed the House.

Mr. Busker moved that **HA 1** to **HB 96** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

Mr. Busker moved that **HB 96** As Amended w/**HA 1**—“An Act Appropriating Funds to the American Legion and American Legion Auxiliary for Expenses to be Incurred in Connection with the Holding of Boys’ State and Girls’ State,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Best, Quigley—2.

HB 96 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 180**—“An Act to Amend Section 9305, Title 9, Delaware Code, Relating to Duties and Powers of County Comptrollers,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Best, Quigley—2.

HB 180 having received the constitutional majority, passed the House.

At 2:17 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:37 P.M. the Speaker called the House to order.

Mr. Pratt introduced **HA 1** to **HB 270**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 270** be adopted by voice vote. The motion prevailed.

Mr. Pratt moved that **HB 270** As Amended w/**HA 1**—“A Supplementary Appropriation Act to Re-imburse Certain Trucking Companies for Filing Fees Paid to the Public Service Commission Under A Provision of the Delaware Code Now Rescinded,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Best, Blendt, Davidson, McGinnis, Shockley—5.

HB 170 having received the constitutional majority, passed the House.

Mr. Best introduced **HB 279**—“An Act Calling for the Submission to the Qualified Electors of the State at the next General Election of the Question of a Convention to Revise and Amend the Constitution.”

It was given its first reading by title only and assigned to Elections.

Mr. Dineen moved that **SB 10** w/**SA 1**—“An Act Making an Appropriation to the State Highway Department for the Construction of a Dam at Portsville Pond in Sussex County,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen,

Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Best—1.

SB 10 having received the constitutional majority, passed the House.

Mr. Wootten moved that **SCR 17**—“Endorsing Governor Elbert N. Carvel’s Opposition to the Present Plans of the U. S. Department of the Interior for the Acquisition of Land for the Proposed Primehook Refuge,” be given its third and final reading and taken up for consideration in order to pass the House.

SCR 17 was adopted by voice vote.

Mr. Blendt introduced **HB 280**—“An Act to Amend Chapter 33, Title 16, Delaware Code to Prohibit the Sale of Oleomargarine.”

It was given its first reading by title only and assigned to the Committee on Public Health.

Mr. Pratt introduced **HB 281**—“An Act to Amend Chapter 9, Title 18, Delaware Code, Relating to Valuation and Nonforfeiture Requirements of Industrial Life Insurance Policies.”

It was given its first reading by title only and assigned to the Committee on Insurance and Banking.

Mr. Casey moved that **HB 194**—“An Act to Amend § 2619, Title 9, Delaware Code, Pertaining to Violation of Zoning Regulation and Enforcement by Adjoining Landowners,” be given its first and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 194** be temporarily deferred. The motion prevailed by voice vote. Without objection it was so ordered.

Mr. Tribbitt introduced **HB 282**—“An Act to Amend Section 2, Article 16 of the Constitution of the State of Delaware.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Shockley introduced **HA 1** to **HB 53**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 53** be adopted by voice vote. The motion prevailed.

Mr. Shockley moved that **HB 53 w/HA 1**—"An Act to Amend Chapter 1, Title 13, Delaware Code, Relating to Marriage Licenses and Marriage License Applications, and Making a Supplementary Appropriation to the State Board of Health to Effectuate the Amendment," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Best—1.

HB 53 having received the constitutional majority, passed the House.

At 5:07 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, May 15, 1963. The motion prevailed by voice vote.

47th LEGISLATIVE DAY

The Speaker called the House to order at 2:26 P.M. on Wednesday, May 15, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 30 members present; 5 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

MEMBERS ABSENT Messrs. Blendt, Downs, Hanlon, McGinnis, Quigley—5.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Reports were given:

HB 76—Revenue and Taxation, 4 favorable, 1 on merit.

HB 36—Revenue and Taxation, 4 favorable, 1 on merit.

SB 106 was given its first reading by title only and assigned to the Committee on Appropriations.

SB 106—“An Act Making an Appropriation to the State Highway Department for the Construction of a Bridge, Dam and Water Control Structure at Andrews Lake in Kent County.”

SB 145 was given its first reading by title only and assigned to the Committee on Appropriations.

SB 145—“An Act Making a Supplementary Appropriation to the Frankford School #206 for the Installation of a Water Line for School Service.”

A messenger from the Senate informed the House that the Senate had passed **SB 23** with **SA 1** and **2** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 110** with **SA 1** and **HB 112** and **HB 152** and was returning the same to the House.

Mr. Phillips introduced **HR 69**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 69** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 69

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS Carroll Cordrey was previously elected to the office of Sergeant-at-Arms but has resigned effective at the close of the legislative day, May 14, 1963,

NOW THEREFORE:

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Carroll Cordrey is hereby relieved from the duties of Sergeant-at-Arms effective at the close of the legislative day, May 14, 1963.

BE IT FURTHER RESOLVED that Mary K. Sizer is hereby elected to the office of Sergeant-at-Arms as of May 15, 1963 to serve during the pleasure of the House of Representatives.

Mr. Kirkby moved that **HB 45**—“An Act to Amend Sub-Chapter II, Title 20, Delaware Code, Relating to Military,”

be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Blendt, Davidson, Dineen, Downs, Hanlon, McGinnis—6.

HB 45 having received the constitutional majority, passed the House.

Mr. Younger introduced **HR 70**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 70** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 70

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS, J. Fred Robinson was previously elected to the Office of Messenger and Addie Budd was previously elected to the office of supply room attendant but have resigned effective at the close of the legislative day, May 14, 1963,

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that J. Fred Robinson and Addie Budd are hereby relieved of their duties as messenger and supply room attendant respectively at the close of the legislative day, May 14, 1963.

BE IT FURTHER RESOLVED that Edward George is hereby elected to serve as House Messenger and Barbara Lockerman is hereby elected to serve as supply room attendant effective May 15, 1963, to serve during the pleasure of the House of Representatives.

Mr. Davidson moved that **SB 108**—"An Act to Amend Section 8323, Title 11, Delaware Code, Relating to Pensions for State Police," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 108** be temporarily deferred. The motion prevailed by voice vote.

Mr. Busker moved that **SB 134**—"An Act to Amend Section 4111, Title 9, Delaware Code, Relating to the Limitation of Borrowing Power of the Levy Court of Kent County," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Davidson, Dineen, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—Messrs. Darling, Shulties—2.

ABSENT—Messrs. Best, Downs, Hanlon, McGinnis—4.

SB 134 having received the constitutional majority, passed the House.

At 2:54 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:19 P.M. the Speaker called the House to order.

Mr. Lowe introduced **HB 283**—"An Act to Amend Chapter 17, Title 24, Delaware Code by the Exemption of Licensed Medical Practitioners from Civil Liability for Rendering Emergency Care at the Scene of the Emergency."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

The following Committee Reports were given:

SB 125—Revised Statutes, 2 favorable, 2 on merits.

HB 225—Revised Statutes, 1 favorable, 3 on merits.

HB 264—Revised Statutes, 4 on merits.

HB 282—Revised Statutes, 3 favorable, 1 on merit.

SB 54—Elections, 4 favorable, 1 on merit.

SB 56—Elections, 4 favorable, 1 on merit.

SB 55—Elections, 4 favorable, 1 on merit.

Mr. Davidson moved that **SB 108**—"An Act to Amend Section 8323, Title 11, Delaware Code, Relating to Pensions for State Police," be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—Messrs. Davidson, Shockley—2.

ABSENT—Messrs. Blendt, Dineen, Downs, Hanlon, McGinnis—5.

SB 108 having received the constitutional majority, passed the House.

At 6:30 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Thursday, May 16, 1963. The motion prevailed by voice vote.

48th LEGISLATIVE DAY

The Speaker called the House to order at 2:10 P.M. on Thursday, May 16, 1963.

There was a prayer by the chaplain, Rev. Charles L. Carlton, III.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Hanlon, Quigley, Shockley—3.

The following Committee Report was given:

HB 283—Revised Statutes, 5 favorable.

It was regularly moved and seconded that **HB 203** be recommitted. The motion prevailed by voice vote.

It was regularly moved and seconded that **HB 203** be stricken from the calendar. Without objection it was so ordered.

Mr. Clifton moved that **HB 181**—"An Act to Amend Chapter 21, Title 23, Delaware Code, by Giving the Commission of Shell Fisheries Added Power to Make Rules Regarding Proof of Ownership of Motorboats," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Captain William C. Walls, U. S. C. G. to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Bartleson, Hanlon, Shockley—3.

HB 181 having received the constitutional majority, passed the House.

Mr. Davidson introduced **HB 284**—“An Act to Amend Section 1317, Title 14, Delaware Code, by Providing Payment to School Employees for Attendance at School Sessions.”

It was given its first reading by title only and assigned to the Committee on Education.

Mr. Blendt moved that **HB 271**—“An Act Making A Supplementary Appropriation to the State Board of Agriculture for the Year Ending June 30, 1964,” be given its third and final reading and taken up for consideration in order to pass the House.

Be It Enacted By The General Assembly Of The State Of Delaware.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wooten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Hanlon, Shockley—2.

HB 271 having received the constitutional majority, passed the House.

Mr. Tribbitt introduced **HB 285**—“An Act Making A Supplementary Appropriation to the Middletown School District No. 60 For Operational Expenses.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Atkins, introduced **HB 286**—"An Act to Amend Section 702, Title 21, Delaware Code, by Adding A New Paragraph Thereto Pertaining to Enforcement of Speed Regulations by use of Electronic Radar and the Proper use of same by State Police and Amending Chapter 83, Title 11, Delaware Code by Adding a New Paragraph Thereto Pertaining to State Police Patrol Cars and the Marking of Same."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

The following Committee Report was given:

HB 167—Public Health, 2 favorable, 3 on merits.

Mr. Pratt moved that **HB 248** be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 248** be temporarily deferred. The motion prevailed by voice vote.

It was regularly moved and seconded that **HB 272** be re-committed. The motion prevailed by voice vote.

Mr. Exley introduced **HR 71**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 71** be adopted by voice vote. The motion prevailed.

HR 71—"Authorizing the Payment of Certain Expenses for the Purchase of Scotch Tape for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of forty-five dollars and fifty cents (\$45.50) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the B & B Music Service, 200 Loockerman Street, Dover, Delaware for the purchase of thirteen (13) rolls of Scotch Tape for the House of Representatives of the 122nd General Assembly.

A messenger from the Senate informed the House that the Senate had passed **SB 69** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HS 1** for **HB 159** and was returning the same to the House.

Mr. Busker moved that **SB 43**—"An Act to Raise the Maximum Amount of Old Age Assistance," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Davidson, Hanlon, Shockley—3.

SB 43 having received the constitutional majority, passed the House.

At 2:51 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:13 P.M. the Speaker called the House to Order.

Mr. Hocker introduced **HR 72**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 72** be adopted by voice vote.

HR 72—"Expressing the Congratulations of the House of Representatives of the 122nd General Assembly of the State of Delaware to Astronaut L. Gordon Cooper and his Family on the Apparent Success of A 22 Orbit Space Flight."

WHEREAS, the House of Representatives of the 122nd General Assembly of the State of Delaware have noted the historic space flight of Major L. Gordon Cooper and

WHEREAS, justifiable pride is felt by all Americans, including the members of this House, in this accomplishment of our space administration in general and Major Cooper in particular and

WHEREAS, it is deemed fitting that this House of Representatives of the 122nd General Assembly of the State of Delaware join the rest of the nation in extending their sincerest congratulations to Astronaut Cooper, his family and the space administration.

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that congratulations are hereby extended to Astronaut L. Gordon Cooper, his family, and the Space Administration upon the apparent success of the historic 22 orbital space flight together with the resultant prestige accruing to the United States as a result of this landmark accomplishment.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Major L. Gordon Cooper in Cape Canaveral, Florida; Mrs. L. Gordon Cooper in Houston, Texas; Space Administration Headquarters in Cape Canaveral, Florida and a copy to the press.

Mr. Davidson introduced **HA 4** to **HB 184**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 4** to **HB 184** be placed with the bill. The motion prevailed.

Mr. Busker introduced **HB 287**—An Act to Amend Chapter 192 Volume 36 Laws of Delaware Entitled “An Act to Re-Incorporate the Town of Smyrna.”

It was given its first reading by title only and assigned to the Committee on Corporation-Municipal.

Mr. McGinnis introduced **HB 288**—“An Act to Amend Chapter 31, Title 10, Delaware Code, Relating to Commencement of Legal Actions.”

It was given its first reading by title only and assigned to the Committee on Judiciary.

Mr. McGinnis introduced **HB 289**—“An Act to Amend Chapter 71, Title 14, Delaware Code, Relating to Free Public Libraries.”

It was given its first reading by title only and assigned to the Committee on Education.

At 4:20 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Monday, May 20, 1963. The motion prevailed by voice vote.

49th LEGISLATIVE DAY

The Speaker called the House to order at 2:08 P.M. on Monday, May 20, 1963.

Those present recited the Lords Prayer.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 31 members present; 4 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

MEMBER ABSENT—Messrs. Blendt, Clifton, Davidson, Quigley—4.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

On date indicated, the Governor approved the following legislation:

May 17, 1963—**HB 162/HA 1**

May 20, 1963—**HB 6/HA 1; HB 111/HA1; HB 135/SA 1; SB 60**

The following Committee Reports were given:

HB 278—Corporation-Municipal, 5 favorable.

HB 281—Corporation-Municipal, 5 favorable.

HB 177—Appropriations, 5 favorable.

HB 285—Appropriations, 3 favorable, 2 on merits.

HB 287—Corporation-Municipal, 5 favorable.

A messenger from the Senate informed the House that the Senate had passed **SB 90** and **151** and requested the concurrence of the House.

Mr. Eskridge introduced **HB 290**—"An Act Relating to the Issuance of Bonds and Notes of the State."

Be It Enacted By The General Assembly Of The State Of Delaware (Three-Fourths Of All The Members Elected To Each House Concurring Therein):

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

At 2:17 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:27 P.M. the Speaker called the House to order.

Mr. Shockley introduced **HB 291**—"An Act to Amend Chapter 13, Title 14, Delaware Code, Relating to State Supported Salary Schedules for School Employees and Making

A Supplementary Appropriation for the Fiscal Year Commencing July 1, 1963.”

It was given its first reading by title only and assigned to the Committee on Education.

Mr. Shockley introduced **HB 292**—“An Act to Provide for the Investment of Funds Belonging to Patients of Certain Mental Institutions and to Provide for the use of the Income Therefrom by the Institution and to Provide for the use of Certain Abandoned Funds.”

It was given its first reading by title only and assigned to the Committee on Miscellaneous.

Mr. Shockley introduced **HB 293**—“An Act to Amend Chapter 51, Title 16, Delaware Code, Relating to the Delaware State Hospital by Providing for Retention of Funds Received from Operation of Commissary.”

It was given its first reading by title only and assigned to the Committee on Miscellaneous.

Mr. Exley introduced **HR 73**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 73** be adopted by voice vote. The motion prevailed.

HR 73—“Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 122nd General Assembly.”

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of four hundred twenty-three dollars and forty cents (\$423.40) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Sussex Countian, Georgetown, Delaware for the printing of calendars for the House of Representatives of the 122nd General Assembly.

Mr. Shulties introduced **HA 5** to **HB 184**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and second that **HA 5** to **HB 184** be placed with the bill. The motion prevailed.

Mr. McGinnis introduced **HA 1** to **HB 177**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It

was regularly moved and seconded that **HA 1** to **HB 177** be placed with the bill. The motion prevailed.

The following Committee Reports were given:

HB 120—Revised Statutes, 2 on merits, 2 unfavorable.

HB 121—Revised Statutes, 1 favorable, 2 on merits, 2 unfavorable.

Mr. Hanlon introduced **HB 294**—“An Act to Amend Chapter 23, Title 30, Delaware Code, by Deleting Persons Employed Exclusively as Guards From Tax As Private Detectives.”

It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

Mr. Tribbitt moved that **HB 282**—“An Act to Amend Section 2, Article 16 of the Constitution of the State of Delaware,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Busker, Casey, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—Mr. Best—1.

ABSENT—Messrs. Blendt, Clifton, Davidson—3.

HB 282 having received the constitutional majority, passed the House.

At 4:43 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Tuesday, May 21, 1963. The motion prevailed by voice vote.

50th LEGISLATIVE DAY

The Speaker called the House to order at 2:00 P.M. on Tuesday, May 21, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Woot-

ten, Younger, Mr. Speaker—33.

MEMBERS ABSENT—Messrs. Blendt, Quigley—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HCR 15**. The motion prevailed by voice vote.

Mr. Eskridge introduced **HCR 15**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HCR 15** be adopted by voice vote. The motion prevailed.

HCR 15—“That the Two Houses Meet in Joint Session to Hear the Message of the Governor.”

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly, the Senate concurring therein, that the two Houses of the General Assembly meet in Joint Session in the House chambers at 2 o'clock P.M. on the 22nd day of May, A.D. 1963, or as soon thereafter as is convenient, for the purpose of receiving from the Governor of the State of Delaware, any communication that he may present, or any message that he may choose to deliver.

A messenger from the Senate informed the House that the Senate had passed **SB 83** and **144** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 33**, **191** and **216** and was returning the same to the House.

Mr. Clifton introduced **HB 295**—“An Act to Amend Chapter 7, Title 4, Delaware Code by Prohibiting the Sale of Beer in Non-Deposit Bottles.”

Be It Enacted By The General Assembly of The State of Delaware.

It was given its first reading by title only and assigned to the Committee on Temperance.

Mr. Busker moved that **HB 287**—An Act to Amend Chapter 192, Volume 36, Laws of Delaware Entitled “An Act to Re-Incorporate the Town of Smyrna,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Blendt, Kirkby, Quigley—3.

HB 287 having received the constitutional majority, passed the House.

SB 23 with SA 1 and SA 2—“An Act to Amend Title 14, Delaware Code, Relating to “Education”, by Providing Scholarships for Students Pursuing Courses of Higher Education not Available in State Institutions,” was given its first reading by title only and assigned to Committee on Education.

Mr. Eskridge moved that **HB 211**—“An Act Amending § 7704, Title 11, Delaware Code, Relating to Parole Officers,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Blendt, Quigley—2.

HB 211 having received the constitutional majority, passed the House.

At 2:23 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:32 P.M. the Speaker called the House to order.

The following Committee Report was given:

HB 294—Revenue and Taxation, 4 favorable, 1 on merit.

SB 151—“An Act to Authorize the Levy Court of Kent County to Appropriate Money to the Kent County Volunteer Firemen’s Association,” was given its first reading by title only and assigned to the Committee on Revised Statutes.

SB 144—“An Act to Amend Section 1701, Title 7, Dela-

ware Code, Relating to Dog License and Fees," was given its first reading by title only and assigned to the Committee on Fish, Oysters and Game.

SB 83—"An Act to Amend § 6102, Title 16, Delaware Code, Relating to the Compact Administration of the Interstate Compact on Mental Health," was given its first reading by title only and assigned to the Committee on Public Health.

SB 69—"An Act to Amend Chapter 81, Title 9, Delaware Code, Entitled Limitations Upon Taxing Power, by Adding Thereto a New Subchapter Concerning Exemptions from Taxation on Real Property of Citizens and Residents of this State of the Age of 65 or More Years Having an Income not in Excess of \$3,000 Per Year," was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

SB 90—"An Act to Amend Section 1562, Chapter 15, Title 9, Delaware Code, Relating to Appropriations to the New Castle County Library, Wilmington Institute by the Levy Court of New Castle County," was given its first reading by title only and assigned to the Committee on Revised Statutes.

The following Committee Reports were given:

HB 107—Revised Statutes, 4 favorable, 1 on merit.

HB 223—Revised Statutes, 2 favorable, 3 on merits.

HB 290—Revised Statutes, 4 favorable, 1 on merit.

At 5:37 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Wednesday, May 22, 1963. The motion prevailed by voice vote.

51st LEGISLATIVE DAY

The Speaker called the House to order at 1:55 P.M. on Wednesday, May 22, 1963.

There was a prayer by the chaplain Rev. Donald J. MacCallum.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Blendt, McGinnis, Quigley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

SB 117—Revised Statutes, 5 favorable.

SB 71—Revised Statutes, 1 favorable, 2 on merits, 2 unfavorable.

SB 151—Revised Statutes, 4 favorable.

HB 217—Revised Statutes, 2 favorable, 2 on merits.

HB 286—Revised Statutes.

At 2:07 P.M. The Sergeant-at-Arms announced the President pro Tem and Members of the Senate. They were admitted and seated. The Speaker invited the President Pro Tem and President of the Senate to a seat on the rostrum.

JOINT SESSION

Mr. Eskridge moved that the House and Senate convene in Joint Session. Motion Prevailed.

Mr. Eskridge moved that the Speaker preside over the Joint Session. Motion Prevailed.

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

Mr. Eskridge moved that the Chair appoint a committee of four to notify the Governor that the Joint Session was ready, and to escort the Governor to the House Chambers. The chair appointed the following Committee: Mr. Busker, Mr. Best, Mr. Donovan and Mr. DuPont.

The Sergeant-at-Arms admitted the Governor and the duly appointed Committee to the House Chambers.

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

The Governor addressed the members of the General Assembly as follows:

GOVERNOR'S MESSAGE

Mr. President, Mr. Speaker, Members of the 122nd General Assembly, Fellow Delawareans:

Although I feel strongly about the importance of rehabilitation in all of its forms, I confess to you immediately that I am no professional and have developed my beliefs only through experience in government and observations as a private citizen.

As Lieutenant Governor from 1945 to 1949, I was President of the Delaware Board of Pardons and had the opportunity of reviewing a small number of cases with the other members. If mitigating circumstances existed it was our custom to reduce the terms of the applicant so that he might be subject to immediate parole and be returned to society where he might have the opportunity to re-establish himself with the aid of the Parole Board and its one parole officer.

During my term as Lieutenant Governor we must have reduced the terms of at least 25 applicants, and I do not recall any cases where these applicants were given an opportunity to reform and make a contribution to society that they ever failed to do so.

When I became Governor in 1949 I was privileged to be associated with a dedicated person in the correctional field who was our only parole officer. His name was Percival Roberts of Blackbird. Mr. Roberts was a member of the Society of Friends and he continually impressed me as being a man of great breadth of human understanding and a true friend of man. I encouraged Mr. Roberts to attend symposia and conventions on corrections, parole and probation.

On many occasions Mr. Roberts and I would talk about the fact that our penal institutions should really be used for the purpose of rehabilitating its occupants and teaching them how to make their contribution to society instead of their being a responsibility and drag upon society. We both agreed that the great majority of the people in our penal institutions were there just because they had not been given the proper training, and lacked the vision and understanding of what a good citizen should be. For the most part they did not understand the advantages that resulted from being a good citizen. We both agreed that some place along the line society had fallen down in educating a small portion of its people, and therefore the next best thing to do was to rehabilitate where, in the first place, it had failed. This concept back in 1951 seemed revolutionary, and yet it seemed as if fundamentally it was the right thing to do.

One of the most successful programs in the State of Delaware is our program for Vocational Rehabilitation. Ever since its inception in the middle '30's the State of Delaware has rehabilitated more handicapped people per capita than any other state in the union. The plan of the Vocational Rehabilitation Division is to enroll a handicapped person

in the program (either mentally or physically handicapped), train him to overcome his handicap, provide the necessary appliances such as artificial limbs, arms, teeth, glasses, or other similar devices which modern science has developed, and change this person's status from that of being a burden on society to that of being a wage-earning, income-taxpaying member of society. This program has thrilled and inspired the people of Delaware, and they are proud of the part which they have had to play in helping one of their fellow citizens to raise his sights and regain his self-respect.

We live in a complicated, fast-moving society today. There are many people in our Delaware correctional institutions today who are the victims of the social problems which are generated by this 20th Century civilization. These people are casualties in almost the same sense as those who are physically handicapped, and are clients for vocational rehabilitation. It should be the policy of this State to provide retraining and rehabilitation for all of the citizens of our State, especially those who did not have the opportunities to make the adjustments which we who are more fortunate can make, have made, and continue to make. Just as it has been good business for us to rehabilitate 500 of our citizens every year who were handicapped and have helped them to become wage-earning, tax-paying citizens who are making a contribution to the progress of our State and Nation—so it should be a good business to rehabilitate hundreds of those who are incarcerated in our correctional institutions and help them to also become wage-earning, tax-paying citizens who can likewise make their contribution to the progress of our State and Nation.

We are spending about \$2 million dollars on our present correctional program in Delaware today, and unless we change our methods, it is estimated that we will be spending many more millions, because as the population of the State increases, so will the population of our institutions increase under our present system.

I am satisfied that if we provide a sound program to retrain and rehabilitate, we can cut the population of our correctional institutions in half. This will save Delaware substantial amounts in many ways: first, it will save us money in running the institution; secondly, it will save us substantial sums in our welfare program, because when the wage earner is incarcerated arrangements usually must be made to support his family, and this usually becomes the

responsibility of the State Department of Welfare. The most important way in which Delaware benefits, however, is that this system would help to build self-respecting, wage-earning citizens who could be making their contribution to our economy—thus strengthening society as a whole. And just to think that, once this system is established, all these benefits come to us at less cost than we are paying to run our present obsolete and antiquated system.

Although I am pleased with the progress which we have made during the past two years under the leadership of the present Delaware correctional system, the program for correctional reform which is being presented here today under bipartisan co-sponsorship will give us the tools to be just as outstanding in correctional reform throughout the Nation as we have been in vocational rehabilitation.

Early in 1961, Mr. Herbert Cobin and Mrs. Mildred Tunnell, outstanding leaders of our State, visited me in Dover and talked about the opportunities which would be ours if such a program were instituted. Mr. Cobin had served for a number of years as President of the Prisoners Aid Society of Delaware, and Mrs. Tunnell had been a member of the State Legislature and a leader and participant in many Statewide drives and civic enterprises. It was because of their urging and vision that I appointed the Governor's Committee for a State Correctional Program on June 1, 1961, to study this problem and to make appropriate recommendations of ways to improve our program.

This Committee is composed of distinguished men and women from the entire State of Delaware, with representation from the three counties and the City of Wilmington. They are from both major political parties, industry, agriculture, labor, and the professions. I designated Mr. Herbert L. Cobin as Chairman and the following citizens were named: Mr. Howard S. Abbott of Georgetown; Mr. Thomas F. Bayard, 3rd, of Wilmington; Mrs. Madelene L. Bradley of Wilmington; Mr. Edgar W. Buchanan of Dover; Mr. Thomas E. Colgan of Wilmington; Mrs. Edward W. Cronin of Wilmington; Mr. James LaPenta of Wilmington, later replaced by Mr. Gene Derrickson of Wilmington (Mr. LaPenta resigned because of an appointment by the Federal Government in Washington); Mr. Clarence E. Fulmer of Wilmington; Mr. J. Frank Gordy of Georgetown; Mr. Edward J. Kelley of Camden; Mr. Arthur J. McGinty of Seaford; Dr. Eugene McGowan of Wilmington; Dr. Frederick B. Parker of Wilmington; Mr. Eugene R. Perry of Wilmington; and Mr. Warner W. Price, Jr. of Smyrna.

At the first meeting of the Governor's Committee for a State Correctional Program, it was decided that a comprehensive study of our correctional, probation and parole systems should be undertaken. The Delaware Citizens' Crime Commission, Inc. very generously offered to provide \$25,000 for this, and the National Council on Crime and Delinquency, the outstanding organization in this field, was engaged to undertake this important analysis.

The Governor's Committee has been hard at work for over two years. They have held at least 14 meetings during that time, all of which were well attended. This Committee has truly been a working Committee and I am informed by its Chairman that every single member has been dedicated to the principle of raising the standards and the level of Delaware's correctional and rehabilitative program. Like myself, we have all been amateurs, but we have believed that, as intelligent people, we could do something about improving Delaware's correctional system which has been considered by many to be one of the worst in the country.

Well over a year ago Dr. Russell Peterson and his contemporaries of the Kiwanis Clubs of Delaware established the 3-S Program to support the recommendations of the Governor's Committee and to work for broad improvements in our correctional system. The slogan of the 3-S Citizens' Campaign is "Salvage people, Save dollars, and Shrink the crime rate."

This Committee is headed by leaders of both parties in the three counties and the City of Wilmington and in every representative district of the State. They have brought their message to thousands of Delawareans who want this important progress assured through the passage of legislation, about to be introduced, which will establish a modern correctional, probation and parole system.

The legislation which will be presented today and in the near future has the wholehearted support and endorsement of the Governor's Committee for a State Correctional Program, the 3-S Committees of Delaware, The Welfare Council of Delaware, The Prisoners Aid Society, The Board of Corrections, The Youth Services Commission, The Parole Board, The Kiwanis Clubs of Delaware, The Delaware Council of Churches, The Wilmington Council of Churches, The Delaware State Labor Council (AFL-CIO), The Delaware Association of Corrections and Rehabilitation, and innumerable churches, service clubs, women's groups and

civic organizations, and the Governor of Delaware.

I urge you to promptly consider and pass this important legislation which I believe could be one of the most important acts taken by this great General Assembly during its term of office.

I wish to again publicly express my deep and sincere thanks to the members of the Governor's Committee for a State Correctional Program, to the 3-S Citizens Committee, to the Delaware Citizens Crime Commission, and to the National Council on Crime and Delinquency. Their work has been monumental and their contributions outstanding. Fortunately, the finances of our State are in such condition that Delaware can afford to spend additional money now in order to save substantial sums in the years ahead and salvage and rehabilitate the misguided, the misled and the misinformed while doing so.

I hope we will not forget during these efforts to improve our rehabilitation program that, if our social system and our educational system was an ideal one it would not be necessary to rehabilitate or retrain. We must always remember that the most important job our State can do is to provide a sound educational system aimed at educating and preparing young Delawareans for the future. Realizing that humans are not perfect and never attain the ideal of perfection, we face up to the next best thing—and that is to rehabilitate those who have lost their way.

We pray daily and weekly to God that "He forgive our trespasses as we forgive those who trespass against us." If we mean this, then it should be an easy matter to help and rehabilitate those who have trespassed against us. When we follow this policy we help all of society, and we help build our State and Nation on a stronger foundation.

At 2:39 P.M. the previously named committee escorted the Governor from the House Chambers.

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

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

At 2:40 P.M. Mr. Eskridge moved the two Houses now separate to re-convene in their respective chambers.

Motion Prevailed.

At 3:10 P.M. the Speaker called the House to order.

Mr. Isaacs introduced **HB 296**. It was given its first reading by title only and assigned to Correctional Committee.

HB 296—"An Act to Completely Revise, Recodify and Amend Title II, Delaware Code in relation to Sentencing, Probation, Parole, and Pardons of Adult Offenders, and Procedures with Respect to Executive Clemency."

Mr. Isaacs introduced **HB 296**. It was given its first reading by title only and assigned to the Joint Correctional Committee of the House.

HB 296—"An Act to Completely Revise, Recodify and Amend Title II, Delaware Code in Relation to Sentencing, Probation, Parole, and Pardons of Adult Offenders, and Procedures with Respect to Executive Clemency."

Mr. Isaacs introduced **HB 297**. It was given its first reading by title only and assigned to the Joint Correctional Committee of the House.

HB 297—"An Act Amending Title II, Delaware Code, Pertaining to the State Correctional System, and Creating a Department of Correction having Responsibility for the Maintenance, Supervision and Control, and Rehabilitation of Persons Committed to Correctional Facilities. The Establishment of Probation and Parole Services within said Department, and Relating Generally to the said Department of Correction, its Officers, Employees, Policies, Decisions, Responsibilities, Finances and Personnel within its Jurisdiction and Control; Providing for Certain Offenses; and Making a Supplemental Appropriation to the Department."

Mr. Isaacs introduced **HB 298**. It was given its first reading by title only and assigned to Correctional Committee.

HB 298—"An Act Appropriating Money to the 308 West Residence, Prisoners Aid Society of Delaware, and Amending 51 Delaware Laws, Chapter 322 as Amended by 52 Delaware Laws, Chapter 274."

Mr. Isaacs introduced **HB 299**. It was given its first reading by title only and assigned to Correctional Committee.

HB 299—"An Act Making a Supplementary Appropriation to the Family Courts of the State of Delaware for the Fiscal Year Ending June 30, 1964."

A messenger from the Senate informed the House that the Senate had passed **SB 105, 137, 142** and requested the concurrence of the House.

Mr. Busker introduced **HB 300**. It was given its first

reading by title only and assigned to the Committee on Revised Statutes.

HB 300—"An Act to Amend Chapter 83, Title 9, Delaware Code, Relating to Posting by the Kent County Board of Assessment of a Copy of the Assessment."

Mr. Dineen by request, introduced **HB 301**. It was given its first and only reading by title only and assigned to the Committee on Education.

HB 301—"An Act to Amend § 1704 (1), Title 14, Delaware Code, Relating to Education."

Mr. Walls introduced **HR 74**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 74** be adopted by voice vote. The motion prevailed.

HR 74—"Authorizing Payment of Certain Expenses for the Purchase of a Typewriter for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$378.25 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay The Underwood Corporation, 1 Park Avenue, New York 16, N. Y. for the purchase of a typewriter for the House of Representatives of the 122nd General Assembly.

Mr. Lowe By Request introduced **HB 302**. It was given its first reading by title only and assigned to Revenue & Taxation.

HB 302—"An Act to Amend Title 30, Section 2301, Delaware Code, Changing the Provision Relating to Amusement Conductor, Vending Machine Owner, Music Machine Owner and Coin Operated Amusement Machine Owner."

Mr. Lowe By Request introduced **HB 303**. It was given its first reading by title only and assigned to Revenue & Taxation.

HB 303—"An Act to Amend Chapter 11, Title 30, Delaware Code, Relating to Information Returns to the State Tax Department from those Making Certain Payments."

Mr. Lowe By Request introduced **HB 304**. It was given its first reading by title only and assigned to Revenue & Taxation.

HB 304—"An Act to Amend Section 1181, Chapter 11,

Title 30, Delaware Code Pertaining to Examination of Returns and Assessment of Additional Taxes.”

Mr. Hocker requested that Mr. Walls name be included on **HB 34** as Co-Sponsor. Motion carried by Voice Vote.

Mr. Younger moved that **SB 54** be given its third and final reading and taken up for consideration in order to pass the House.

SB 54—“An Act to Amend Title 15, Delaware Code by Transferring the Functions Presently Performed by the Clerk of the Peace in Each County in General Elections to the Department of Elections for Each County.”

The Roll Call revealed:

YEAS—Messrs. Atkins, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Hanlon, Livingston, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—22.

NAYS—Messrs. Annett, Bartleson, Best, Casey, Correll, Downs, Fifer, Hale, Hocker, Jarrell, Keenan—11.

ABSENT—Messrs. Blendt, Quigley—2.

SB 54 having received the constitutional majority, passed the House.

Mr. Younger moved that **SB 55** be given its third and final reading and taken up for consideration in order to pass the House.

SB 55—“An Act to Amend Title 15, Delaware Code by Providing that the Department of Elections Shall Designate the Election Officer Who Shall Serve as Inspector of Elections and Providing Compensation to said Inspector for Attending Instruction Sessions.”

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Busker, Casey, Clifton, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hanlon, Livingston, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—26.

NAYS—Messrs. Annett, Best, Correll, Fifer, Hale, Hocker, Jarrell—7.

ABSENT—Messrs. Blendt, Quigley—2.

SB 55 having received the constitutional majority, passed the House.

Mr. Younger moved that **SB 56** be given its third and final reading and taken up for consideration in order to pass the House.

SB 56—“An Act to Amend Title 15, Section 1511 A of the Delaware Code Changing the Compensation for Delivery of Registration Records to the Department of Elections.”

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—Messrs. Best, Hocker—2.

ABSENT—Messrs. Blendt, Quigley—2.

PRESENT—Mr. Bartleson—1.

SB 56 having received the constitutional majority, passed the House.

Mr. Casey moved that **HB 194** be given its third and final reading and taken up for consideration in order to pass the House.

HB 194—“An Act to Amend § 2619 Title 9, Delaware Code, Pertaining to Violation of Zoning Regulation and Enforcement by Adjoining Landowners.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

ABSENT—Messrs. Blendt, Dineen, Quigley—3.

HB 194 having received the constitutional majority, passed the House.

Mr. Hanlon moved that **HB 294** be given its third and final reading and taken up for consideration in order to pass the House.

HB 294—“An Act to Amend Chapter 23, Title 30, Delaware Code, by Deleting Persons Employed Exclusively as Guards from Tax as Private Detectives.”

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

ABSENT—Messrs. Blendt, Dineen, Quigley—3.

HB 294 having received the constitutional majority, passed the House.

Mr. McGinnis moved that **HB 278** be given its third and final reading and taken up for consideration in order to pass the House.

HB 278—“An Act to Amend Chapter 158, Volume 36, Laws of Delaware (as Amended) Providing for Changes in the Charter of the City of Dover.”

It was regularly moved and seconded that action on **HB 278** be temporarily deferred. The motion prevailed by voice vote. Without objection it was so ordered.

Mr. Pratt moved that **HB 248** be given its third and final reading and taken up for consideration in order to pass the House.

HB 248—“An Act to Amend Title 18, Delaware Code, to Prohibit the Charging of Certain Fees in Connection with the Issuance and Cancellation of Insurance Policies and Providing Criminal Penalties Therefor.”

It was regularly moved and seconded that action on **HB 248** be temporarily deferred. The motion prevailed by voice vote. Without objection it was so ordered.

Mr. McGinnis moved that **HB 278** be given its third and final reading and taken up for consideration in order to pass the House.

HB 278—“An Act to Amend Chapter 158, Volume 36, Laws of Delaware (as Amended) Providing for Changes in the Charter of the City of Dover.”

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

ABSENT—Messrs. Blendt, Casey, Quigley—3.

HB 278 having received the constitutional majority, passed the House.

Mr. Busker moved that **SB 125** be given its third and final reading and taken up for consideration in order to pass the House.

SB 125—“An Act Authorizing the Levy Court of New Castle County to Appropriate County Moneys to Minquas Fire Co., No. 1, for the Maintenance of a Rescue Squad.”

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

ABSENT—Messrs. Blendt, Quigley—2.

SB 125 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 151**. The motion prevailed by voice vote.

Mr. Busker moved that **SB 151** be given its third and final reading and taken up for consideration in order to pass the House.

SB 151—“An Act to Authorize the Levy Court of Kent County to Appropriate Money to the Kent County Volunteer Firemen’s Association.”

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAY—None.

ABSENT—Messrs. Blendt, Quigley—2.

SB 151 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HCR 9**. The motion prevailed by voice vote.

Mr. Busker moved that **HCR 9** be given its third and final reading and taken up for consideration in order to pass the House.

HCR 9—“Memorializing Congress to Call A Convention for the Purpose of Proposing an Amendment to the Constitution of the United States.”

The Roll Call revealed:

YEAS—Messrs. Atkins, Busker, Darling, Eskridge, Exley, Fifer, Hocker, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Younger—17.

NAYS—Messrs. Annett, Bartleson, Best, Casey, Correll, Davidson, Dineen, Downs, Hale, Hanlon, Livingston, Jarrell, Keenan, Shockley, Wootten—15.

ABSENT—Mr. Blendt—1.

NOT VOTING—Mr. Clifton—1.

Present—Mr. Speaker—1.

HCR 9 having not received its constitutional majority, was declared lost.

Mr. Walls introduced **HR 75**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 75** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 75

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS, Edna Hartsell was previously elected to the office of Roll Call Clerk but has resigned effective at the close of the Legislative day, May 21, 1963,

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Edna Hartsell is hereby relieved from the duties of roll call clerk effective at the close of the Legislative day, May 21, 1963.

BE IT FURTHER RESOLVED that Wilma L. McDowell is hereby elected to serve as roll call clerk effective May 22, 1963, to serve during the pleasure of the House of Representatives.

At 4:40 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Thursday, May 23, 1963. The motion prevailed by voice vote.

52nd LEGISLATIVE DAY

The Speaker called the House to order at 2:39 P.M. on Thursday, May 23, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon,

Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Blendt, Quigley, Shockley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

Without objection the following communication was made part of the record.

On date indicated, the Governor approved the following legislation:

May 21, 1963—**HB 75/HA 1** and **2**.

May 22, 1963—**HB 152; HS 1** for **HB 159; SB 7; SB 11/HA 1; SB 15**.

The following Committee Reports were given:

HB 292—Miscellaneous, 5 favorable.

HB 293—Miscellaneous, 5 favorable.

HB 295—Temperance, 1 favorable, 4 on merits.

HB 269—Appropriation, 3 favorable, 2 on merits.

Mr. Lowe, by request, introduced **HB 305**. It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

HB 305—“An Act to Amend Chapter 23, Title 30, Delaware Code, and Chapter 3, Title 28, Delaware Code, Pertaining to Occupational Licenses for Non-Resident Employees and Persons Connected with Horse Racing.”

Mr. Davidson introduced **HS 1** to **HB 284**. It was given its first reading by title only and assigned to the Committee on Education.

House Substitute 1 for HB 284—“An Act to Amend Section 1317, Title 14, Delaware Code, by Providing A Change in Method of Payment to School Employees for Attendance at School Sessions.”

A messenger from the Senate informed the House that the Senate had passed **SB 114** and **SCR 19** and requested the concurrence of the House.

Mr. Downs moved that **HB 255** be given third and final reading and taken up for consideration in order to pass the House.

HB 255—“An Act to Amend Article Five, Section 2, of the Constitution of the State of Delaware.”

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Blendt, Quigley, Shockley—3.

HB 255 having received the constitutional majority, passed the House.

The following Committee Reports were given:

HB 260—Judiciary, 3 favorable, 2 on merits.

HB 261—Judiciary, 3 favorable, 2 on merits.

HB 262—Judiciary, 3 favorable, 2 on merits.

HB 263—Judiciary, 3 favorable, 2 on merits.

HB 265—Judiciary, 3 favorable, 2 on merits.

HB 266—Judiciary, 3 favorable, 2 on merits.

HB 267—Judiciary, 3 favorable, 2 on merits.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 19**. The motion prevailed by voice vote.

Mr. Eskridge introduced **SCR 19**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **SCR 19** be adopted by voice vote. The motion prevailed.

SCR 19—“Providing for Temporary Adjournment of the Senate and the House of Representatives of the 122nd General Assembly of the State of Delaware Until Monday, June 10, 1963.

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein, that at the close of business on May 23, 1963, both the Senate and the House shall adjourn until Monday, June 10, 1963 at 1:00 P.M., provided, however, that the Senate may be reconvened at any time upon the call of the President Pro Tempore for the purpose of receiving and acting upon appointments by the Governor, and further provided that the Senate and the House may be reconvened at any time upon the call of the President Pro Tempore and the Speaker of the House.

At 2:57 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:28 P.M. the Speaker called the House to order.

Mr. Walls introduced **HR 76**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 76** be adopted by voice vote. The motion prevailed.

Resolution follows.

HR 76—“Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 122nd General Assembly.”

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the following amounts are 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 122nd General Assembly of the State of Delaware, up to and including the 52nd Legislative Day, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives, during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

John H. Annett	\$31.20
Robert B. Atkins	60.00
T. Lees Bartleson	66.00
William T. Best	57.00
Carlton Blendt, Jr.	24.00
Glenn W. Busker	15.60
Andrew J. Casey	60.00
Carlton Clifton	36.00
Jacob A. Correll	50.40
Gooden M. Darling	14.40
Robert C. Davidson	37.20
Russell F. Dineen	60.00

Robert N. Downs, III	57.60
Norman A. Eskridge	42.00
George H. Exley	24.00
Harvey P. Fifer	6.00
Everette Hale	54.00
Thomas J. Hanlon	60.00
Wilbert E. Hocker	72.00
M. Martin Isaacs	57.60
Maurice N. Jarrell	2.40
Ralph S. Keenan	60.00
George Kirkby	28.80
Paul F. Livingston	60.00
Granville T. Lowe	60.00
James D. McGinnis	
W. Harrison Phillips	61.20
J. Reynolds Pratt	19.20
James R. Quigley	54.00
Paul E. Shockley	60.00
H. Dawson Shulties	12.00
Joseph B. Walls	57.60
Wallace P. Wootten	15.60
Norman N. Younger	27.60
Sherman W. Tribbitt	30.00

Mr. Walls introduced **HR 77**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 77** be adopted by voice vote. The motion prevailed.

HR 77—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 122nd General Assembly."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 122nd GENERAL ASSEMBLY that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees for the period commencing with the 47th Legislative Day and including the 52nd Legislative Day, of the current session.

John J. Argo	\$150.00
Frederick Bell	120.00
Gerald Berkowitz	225.00

Beverly J. Blevins	165.00
Ida Brasure	165.00
P. Donald Brown	120.00
Frank Calio	150.00
N. Eugene Campbell	120.00
Harold Clendaniel	120.00
Clarence M. Collins	120.00
Helen M. Collins	120.00
Clara Conley	120.00
Martha Dixon	120.00
Michelene Duff	165.00
Sam C. Elliott	120.00
Emogene Ellis	165.00
Roy Freeman	132.00
Dorothy Gagnon	120.00
J. Edward George	120.00
Edna Hartsell	100.00
Cora Hilyard	120.00
Cooper Hurd	120.00
Bradford Holliday	120.00
Frank P. Hudson	120.00
Margaret Hurley	120.00
Percy D. Haughey	120.00
Claude Jordon	120.00
Mildred A. Keeler	120.00
J. Howard Link	120.00
Venie R. Lloyd	165.00
Barbara Lockerman	120.00
Barney J. Lofland	120.00
Jennings Moore	120.00
Helen Mullins	120.00
Wilma L. McDowell	50.00
Richard Norwood	120.00
Doris M. Nickerson	120.00
Louise H. Pennewill	165.00
Walter Pyle	165.00
James R. Quigley, Jr.	150.00
Andrew P. Reynolds	120.00
William Reynolds	120.00
Willard C. Robbins	120.00
Gustave Richardson	120.00
Ruth Ross	120.00
James Rowlinson, Sr.	120.00
Mary K. Sizer	120.00
Ralph Spitzer	120.00
Francis X. Splane	198.00

Nelson Stubbs	120.00
Olive Sutton	120.00
Catherine Swartwood	165.00
Bailey Thomas	150.00
Alex Tomkiewicz	165.00
Harrison E. Turner	450.00
Elizabeth Wainwright	150.00
Lillian Wallace	120.00
James A. Walsh	225.00
William J. Warwick	150.00
Melba Webb	110.00
Roland West	150.00
Dorothy Williams	120.00
Harry Wootten	120.00
Ralph E. Vines	120.00

Without objection the privilege of the floor was granted to Mr. Best.

Mr. Best introduced **HB 306**. It was given its first reading by title only and assigned to the Committee on Revised Statutes.

HB 306—“An Act Amending Title 6, Delaware Code of 1953, by Protecting the Public Welfare, Entitling all Persons to Full and Equal Accommodations, Facilities, Advantages and Privileges of Places of Public Accommodation and Making it Unlawful to Refuse the Same to Any Person on Account of Race, Creed, Color or National Origin or to Publish any Communication to the Effect That the Same Shall be Refused on Account of Race, Creed, Color or National Origin, Empowering and directing the State Human Relations Commission to Effect Voluntary Compliance Therewith and Providing Criminal Penalties for the Violation Thereof, and Repealing Section 1501, of Title 24, Section 902 of Title 28 and Section 703 of Title 26, Delaware Code of 1953, Insofar as Said Sections are Inconsistent Herewith.”

At 5:38 P.M. it was regularly moved and seconded that the House adjourn in accordance with **SCR 9**. The motion prevailed by voice vote.

53rd LEGISLATIVE DAY

The Speaker called the House to order at 3:59 P.M. on Monday, June 10, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

MEMBERS ABSENT—Messrs. Blendt, Clifton—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

On date indicated, the Governor approved the following legislation:

May 21, 1963—**HB 75/HA 1** and **2**.

May 22, 1963—**HB 152; HS 1** for **HB 159; SB 7; SB 11/HA 1; SB 15**.

On date indicated, the Governor approved the following legislation:

May 24, 1963—**HS 1** for **HB 164**.

May 28, 1963—**SB 10/SA 1; HB 112; SB 24; SB 134**.

June 3, 1963—**SB 43; SB 108**.

Without objection the privilege of the floor was granted to Mr. Quigley.

A messenger from the Senate informed the House that the Senate had passed **SB 147, 148, 152** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 239-237** and was returning the same to the House.

Mr. Dineen introduced **HB 307**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, “An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964, and Making A Supplemental Appropriation in the Amount of \$40,644.00 for the Proposed Amendments.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HA 2** to **HB 238**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the

resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 238** be placed with the bill. The motion prevailed.

Mr. Dineen introduced **HA 2** to **HB 199**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 199** be adopted by voice vote. The motion prevailed.

Mr. Exley introduced **HR 78**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 78** be adopted by voice vote. The motion prevailed.

HR 78—“Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 122nd General Assembly.”

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$357.00 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay The Sussex Countian, Georgetown, Delaware for the printing of Calendars for the House of Representatives of the 122nd General Assembly.

Mr. Eskridge introduced **HA 3** to **HB 228**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 3** to **HB 228** be placed with bill. The motion prevailed.

Mr. Eskridge introduced **HB 308**—“An Act to Authorize the State Building and Grounds Commission to Acquire Property on the Dover Green and Appropriating Moneys Therefor.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Walls introduced **HR 79**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 79** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 79**IN REFERENCE TO ELECTION OF OFFICERS**

WHEREAS, Ida Brasure was previously elected to the office of Typist but has resigned effective at the close of the Legislative Day, May 23, 1963,

NOW THEREFORE:

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Ida Brasure is hereby relieved from the duties of Typist effective at the close of the Legislative Day, May 23, 1963.

BE IT FURTHER RESOLVED that Lina L. Cropper is hereby elected to serve as Typist effective at the commencement of the Legislative Day, June 10, 1963 to serve during the pleasure of the House of Representatives.

The following Committee Reports were given:

SB 94—Judiciary, 3 favorable, 2 on merits.

HB 275—Appropriations, 2 favorable, 3 on merits.

HS 1 to HB 236—Appropriations, 2 favorable, 3 on merits.

Mr. Best introduced **HA 1 to HB 224**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1 to HB 224** be placed with the bill. The motion prevailed.

At 4:17 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Tuesday, June 11, 1963. The motion prevailed by voice vote.

54th LEGISLATIVE DAY

The Speaker called the House to order at 2:40 P.M. on Tuesday, June 11, 1963.

There was a prayer read by the Reading Clerk.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

MEMBERS ABSENT—Messrs. Phillips, Quigley—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

UNIVERSITY OF DELAWARE
NEWARK, DELAWARE

RESOLUTION OF APPRECIATION TO THE
GOVERNOR OF THE STATE OF DELAWARE,
MEMBERS OF THE BUDGET COMMISSION AND
MEMBERS OF THE 122ND GENERAL ASSEMBLY

RESOLVED, That the Trustees of the University of Delaware herewith express their appreciation to the Governor of the State of Delaware, to the members of the Budget Commission and to members of the 122nd General Assembly, particularly the membership of the Joint Finance Committee, for their appreciation of what a quality program in higher education entails, their understanding of the financial requirements therefor, and their recommendations and actions on appropriations with respect to it, thereby enabling the University to provide quality higher education for increasing numbers of Delaware youth and to keep pace with the better institutions of higher learning.

June 8, 1963

The following Committee Reports were given:

SB 23—Education, 4 favorable.

HB 308—Appropriations, 2 favorable, 3 on merits.

HB 307—Appropriations, 2 favorable, 3 on merits.

SB 106—Appropriations, 2 favorable, 2 on merits.

It was regularly moved and seconded that **HB 89** be re-committed. Without objection it was so ordered.

It was regularly moved and seconded that **HB 89** be stricken from the calendar. The motion prevailed by voice vote.

Mr. Eskridge introduced **HB 309**—“An Act Concerning Procurement of Materiel and Awarding of Contracts for Public Works by State Agencies.”

Be It Enacted By The General Assembly of The State of Delaware.

It was given its first reading by title only and assigned to the Revised Statutes.

Mr. Dineen introduced **HB 310**—"An Act to Amend Chapter 5 and Chapter 7, Title 7, Delaware Code, Relating to Aliens."

It was given its first reading by title only and assigned to the Committee on Education.

Mr. Dineen introduced **HB 311**—"An Act to Appropriate Funds to the Supreme Court of the State of Delaware for Office Expense."

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Walls introduced **HCR 16**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HCR 16**. The motion prevailed by voice vote.

HCR 16—"Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware."

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the following named companies be paid for supplies and services rendered the 122nd General Assembly of the State of Delaware:

Addressograph-Multigraph Corporation	\$168.80
P. O. Box 1305	
Church Street Station	
New York 8, N. Y. (#20-405)	
Butlers, Inc.	172.00
415 Market Street	
Wilmington, Delaware (#4599, 4600)	
George D. Hanby Co., Inc.	24.43
919 Market Street	
Wilmington, Delaware (#69669)	
Harrington Journal	792.00
Harrington, Delaware	
Young & Revel, Inc.	104.00
P. O. Box 241	
Milford, Delaware (#50626, 48701)	

Capitol Office Equipment Co. 392.44
 205 West Division Street
 Dover, Delaware (#52728, 99707)

HCR 16 was given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Best, Blendt, Busker, Casey, Clifton, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, McGinnis, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Bartleson, Correll, Kirkby, Lowe, Phillips, Quigley, Shockley—7.

HCR 16 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **SB 88, 111 and 173** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 50, 123, 247 and 25** with **SA 1** and was returning the same to the House.

SB 142—“An Act to Amend Section 102, Title 7, Delaware Code, Increasing the Number of Members on the Board of Game and Fish Commissioners, Providing for Their Appointment and Term,” was given its first reading by title only and assigned to the Committee on Fish, Oysters and Game.

SB 147—“An Act to Amend Title 27 of the Delaware Code Relating to Religious Societies and Corporations to Eliminate the Limitation on the Maximum Number of Trustees,” was given its first reading by title only and assigned to the Committee on Corporations-Private.

SB 148—“A Private Act for the Relief of Martha A. Spicer, Widow of Minos R. Spicer, Deceased,” was given its first reading by title only and assigned to the Committee on Claims.

SB 152—“An Act to Amend Chapter 70, Title 6, Delaware Code, by Including Non-Agricultural Areas of Cyclical Employment in the Coverage of the Act, Allowing a Cash Deposit in Lieu of Bond Purchase by a Leasing or Other Assisted Person, Authorizing the Industrial Building Commission to Participate in Non-Building Capital Goods Financing, Increasing the Maximum Project Guaranty from

\$2,000,000 to \$3,000,000, and by Altering the Pledge of the Credit of the State," was given its first reading by title only and assigned to the Committee on Revised Statutes.

SB 114—"An Act to Amend Chapter 27, Title 29, Delaware Code, by Adding a New Section Relating to Revenues Received by Reason of the Use of the Highways of This State," was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

SB 105—"An Act Authorizing and Directing the Levy Court of Kent County to Reimburse C. J. Langenfelder & Sons, Inc. for County and School Taxes Heretofore Paid in Error," was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

Mr. Dineen moved that **HB 250 with SA 1**—An Act to Amend Chapter 118, Volume 33, Laws of Delaware, as Amended by Chapter 180, Volume 49, Laws of Delaware Entitled, "An Act Providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington" by Providing for a Base Monthly Minimum Pension Payment, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Phillips—1.

HB 250 with SA 1 having received the constitutional majority, passed the House.

SB 137—"An Act to Amend Chapter 7, Title 24, Delaware Code, Entitled Chiropractic," was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. McGinnis introduced **HB 312**—"An Act to Amend Chapter 5 and Chapter 7, Title 7, Delaware Code, Relating to Aliens."

It was given its first reading by title only and assigned to the Committee on Fish, Oyster and Game.

Mr. McGinnis introduced **HB 313**—"An Act to Provide for a Constitutional Revision Commission and Making the Appropriations Therefor."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. McGinnis introduced **HA 3 to HB 141**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 3 to HB 141** be placed with the bill. The motion prevailed.

Mr. Tribbitt introduced **HR 80**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 80** be adopted by voice vote. The motion prevailed.

HR 80—"Expressing Appreciation to Representative John H. Annett for his Hospitality."

WHEREAS on Sunday, June 2, 1963 at the invitation and expense of Representative John H. Annett the members of the 122nd General Assembly were entertained at the home of Mr. Annett and taken on an inspection tour of the Chesapeake Bay Bridge Tunnel now under construction and

WHEREAS the accommodation and hospitality accorded said members by Mr. Annett were gracious, sincere and enjoyable and

WHEREAS said inspection tour was interesting and informative,

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the members wish to give expression of their appreciation to the hospitality afforded them at the home of Representative John H. Annett and their enjoyment of the inspection tour of the Chesapeake Bay Tunnel now under construction conducted by Mr. Annett.

BE IT FURTHER RESOLVED, that the text of this resolution be made a part of the Journal of the proceedings of the House of Representatives of the 122nd General Assembly of the State of Delaware.

Mr. Quigley introduced **HB 314**—"An Act to Make Real Property Held by the Levy Court of New Castle County Within the New Castle Special School District from Which Revenue is Derived Subject to the School Taxes Imposed

by Said School District, and Providing for the Assessment of Such Property.”

It was given its first reading by title only and assigned to the Revenue and Taxation Committee.

At 3:18 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 6:24 P.M. the Speaker called the House to order.

Mr. Eskridge moved that **HB 285**—“An Act Making a Supplementary Appropriation to the Middletown School District No. 60 for Operational Expenses,” be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Tribbitt introduced **HA 1** to **HB 285**. It was given its first and only reading in its entirety only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 285** be adopted by voice vote. The motion prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Hanlon, Livingston, Jarrell, Kirkby, Lowe, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—23.

NAYS—None.

ABSENT—Messrs. Bartleson, Best, Casey, Correll, Downs, Fifer, Hale, Hocker, Isaacs, Keenan, McGinnis, Phillips—12.

HB 285 with **HA 1** having received the constitutional majority, passed the House.

Mr. Dineen introduced **HB 315**—“An Act to Amend Title 30, Delaware Code, entitled “State Taxes” Providing for Exemption from Personal Income Taxation in the Hands of a Non-Resident of Income from Partnerships Engaged in Investment Activities.”

It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

At 7:15 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Wednesday, June 12, 1963. The motion prevailed by voice vote.

55th LEGISLATIVE DAY

The Speaker called the House to order at 1:48 P.M. on Wednesday, June 12, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 31 members present; 4 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

MEMBERS ABSENT—Messrs. Blendt, Darling, McGinnis, Quigley—4.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Reports were given:

SB 148—Claims, 1 favorable, 4 on merits.

SB 137—Revised Statutes, 4 favorable, 1 on merits.

HB 300—Revised Statutes, 5 favorable.

Mr. Shockley introduced **HB 316**—“An Act to Amend Title 12, Chapter 43, Delaware Code, Relating to Transfers of Securities to or by Fiduciaries.”

It was given its first reading by title only in its entirety and assigned to the Committee on Corporation-Private.

The following Committee Reports were given:

SB 152—Revised Statutes, 3 favorable, 1 on merit.

HB 163—Revised Statutes, 1 favorable, 3 on merits.

HB 201—Revised Statutes, 4 favorable.

Mr. Blendt introduced **HB 317**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, “An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964, and Making A Supplemental Appropriation in the Amount of \$10,000.00 for the Proposed Amendment.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Exley introduced **HB 318**—“An Act to Amend Chapter 3, Title 11, Delaware Code by Excluding From the Operation of Sections 661 Through 664 Thereof Any Plan Which Does Not Require Payment of Money or something

of Actual Pecuniary Value for the Opportunity to win a Prize.”

It was given its first reading by title only and assigned to the Committee on Judiciary.

Mr. Eskridge introduced **HR 81**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 81** be adopted by voice vote. The motion prevailed.

HR 81—“Expressing Congratulations by the House of Representatives of the 122nd General Assembly to Chief Clerk Francis X. Splane on the Birth of a son and his being Awarded his Degree by the University of Delaware.”

WHEREAS, The House of Representatives of the 122nd General Assembly of the State of Delaware has learned of the advent into this world as of June 9, 1963 of Richard Stockton Splane, and

WHEREAS, it has also come to the attention of the members of the House of Representatives of the 122nd General Assembly of the State of Delaware that Chief Clerk Francis X. Splane has been awarded a Bachelor of Science Degree in Political Science by the University of Delaware on June 9, 1963

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware on behalf of its members and officers hereby extend its congratulations to Chief Clerk Francis X. Splane and his wife, Ann M. Splane upon the birth of a son.

BE IT FURTHER RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware on behalf of its members and officers hereby extend its congratulations to Chief Clerk Francis X. Splane on receiving his Bachelor of Science Degree from the University of Delaware on June 9, 1963.

Mr. Shockley moved that **HB 257**—“An Act to Amend 10 Delaware Code, Section 9578 Relating to Entry of Security on Appeal from the Justice of the Peace to Provide Circumstances Under Which Plaintiff Need Not Enter Security,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Keenan, McGinnis—4.

HB 257 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 258**—“An Act to Amend Title 10, Delaware Code, Chapter 31, Section 3112 to Provide A Method for Service of Process Upon the Foreign Personal Representative of the Non-Resident Owner or Operator of a Motor Vehicle Involved in an Accident in this State,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Darling, Dineen, Keenan—5.

HB 258 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 259**—“An Act to Amend Section 8705 of Title 10, Delaware Code, Relating to the Fees of the Prothonotary in Civil Proceedings,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Darling, Dineen, Keenan—5.

HB 259 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 260**—"An Act to Amend Title 12, Delaware Code, Chapter 35, Section 3508 Relating to Appointment of Fiduciary to Receive Benefits Payable by the United States of America," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Darling, Dineen Keenan—5.

HB 260 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 261**—"An Act to Repeal § 4309, Title 10, Delaware Code, Relating to Admissibility of Book of Original Entries," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Darling, Keenan—4.

HB 261 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 262**—"An Act to Amend Chapter 19, Title 12, Delaware Code, Relating to Decedents' Estates," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Jarrell, Keenan, Kirkby,

Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—Messrs. Davidson, Isaacs—2.

ABSENT—Messrs. Blend, Busker, Darling—3.

HB 262 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 263**—“An Act to Amend Chapter 51, Title 11, Delaware Code, Relating to Crimes and Criminal Procedures,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Darling—3.

HB 263 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 264**—“An Act to Amend Section 2733, Title 21, of the Delaware Code Relating to Discretionary Suspension or Revocation of Drivers Licenses,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Best, Busker, Casey, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shockley, Walls, Wootten, Younger, Mr. Speaker—25.

NAYS—Messrs. Annett, Bartleson, Fifer, Hocker, Livingston, Pratt, Shulties—7.

ABSENT—Messrs. Blendt, Darling—2.

NOT VOTING—Mr. Clifton—1.

HB 264 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 265**—“An Act to Amend Title 10, Delaware Code, Chapter 31, to Provide A Method for Service of Process on Resident Owners or Operators

of Motor Vehicles Involved in an Accident in this State Where Such Resident Departs From This State Subsequent to the Accident," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 265** be temporarily deferred. The motion was lost by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Quigley—3.

NOT VOTING—Messrs. Clifton, Wootten—2.

HB 265 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 266**—An Act to Amend Chapter 35, Sub-Chapter I, Title 12 of the Delaware Code of 1953, Entitled "Appointment of Trustees by Court: Title of Appointee to Trust Property," by Amending Section 3509 Thereof Relating to the Vesting of Title to Trust Property in Successor Trustees and the Giving of Bond by Such Trustees, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Quigley—3.

HB 266 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HR 267**—"An Act to Amend Chapter 45 of Title 10 of the Delaware Code Relating to Drawing of Petit Jury," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Darling, Quigley—4.

HB 267 having received the constitutional majority, passed the House.

Without objection the privilege of the floor was granted to Mr. Nichols to explain **HB 316**.

Mr. Eskridge introduced **HA 1** to **HB 88**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 88** be placed with the bill. The motion prevailed.

Mr. Eskridge moved that **HJR 4** be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HJR 4**. The motion prevailed by voice vote.

HJR 4—“Relating to the Return to the State of Fort Miles at Cape Henlopen.”

WHEREAS, major segments of the area of Sussex County known as Cape Henlopen (Fort Miles), Delaware, were willingly ceded by the State to the Federal government in a time of need for national defense for a quarantine station, and for coast guard purposes, and

WHEREAS, the Federal government no longer has need for the property for the purposes for which the State of Delaware made the cession, and

WHEREAS, there have been several reports prepared by Federal and State Agencies which recognized the importance and suitability of the Cape Henlopen area for state park development, and

WHEREAS, the Delaware State Planning Office has prepared a “Plan for the Public Utilization of Cape Henlopen” upon the request of the United States Army which supports the desirability of the area as a state park, and

WHEREAS, the State of Delaware has need of Cape Henlopen as a State Park, and

WHEREAS, the State of Delaware is the logical government which has the knowledge, experience, and

WHEREAS, the State of Delaware is the logical government which has the knowledge, experience, and authority to develop the Cape Henlopen area as a unit for public use in response to the needs of the people of Delaware, and

WHEREAS, the Federal government is encouraging the State to plan, acquire, and develop State Park, NOW, THEREFORE

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES of the 122nd General Assembly of the State of Delaware, the Senate concurring therein, that the President of the United States, the Congress of the United States and the U. S. Army take such action as may be necessary to return to the State of Delaware the lands ceded to the United States at Cape Henlopen and its vicinity, and

BE IT FURTHER RESOLVED, that the attention of the President of the United States, the Congress of the United States and the U. S. Army be called to this attempt by the people of Delaware to re-obtain the lands which have been theirs for centuries for use as a state park, and

BE IT FURTHER RESOLVED, that copy of this Resolution be sent to the President of the United States, to the Senate and House of Representatives of the 88th Congress and to the Secretary of the U. S. Army, Washington, D. C.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HJR 4**. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Keenan, Quigley—4.

HJR 4 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **HB 319**—“An Act to Appropriate Funds to the State Board of Education for a Coordi-

nator of Teacher Recruitment, Secretarial Assistance and Travel Expenses.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Eskridge introduced **HB 320**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, “An Act Making Appropriation for the Expense of State Government for the Fiscal Year Ending June 30, 1964” and Making a Supplemental Appropriation in the Amount of \$2,500.00 for the Proposed Amendments.

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Shockley introduced **HB 321**—“An Act to Amend Section 4751, Title 10, Delaware Code Pertaining to the Time in Which to Satisfy Judgements.”

It was given its first reading by title only in its entirety and assigned to the Committee on Judiciary.

Mr. Dineen moved that **HB 307**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, “An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964, and Making a Supplemental Appropriation in the Amount of \$40,644.00 for the Proposed Amendments,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Keenan, Quigley—4.

HB 307 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HA 2** to **HB 238** having previously been placed with the bill, be adopted by voice vote. Question prevailed. On the question, “Shall this bill pass the House?” the roll call revealed:

YEAS—Messrs. Atkins, Busker, Clifton, Davidson, Dineen, Eskridge, Exley, Hanlon, Livingston, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley,

Shulties, Walls, Wootten, Younger, Mr. Speaker—22.

NAYS—Messrs. Annett, Bartleson, Best, Casey, Correll, Downs, Hale, Hocker, Jarrell, Keenan—10.

ABSENT—Messrs. Blendt, Darling—2.

PRESENT—Mr. Fifer—1.

HB 238 with **HA 2** having received the constitutional majority, passed the House.

At 3:41 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:18 P.M. the Speaker called the House to order.

Mr. Downs introduced **HR 82**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 82** be adopted by voice vote. The motion prevailed.

HR 82—“Expressing the Best Wishes of the House of Representatives of the 122nd General Assembly to Representative Andrew J. (Jumping Jack) Casey.”

WHEREAS, The State of Delaware had on June 12, 1925 the doubtful distinction of an increase in census of New Castle County by the addition on said date of one Andrew, son of Mr. and Mrs. Andrew Casey, and

WHEREAS, the said Casey without pre-emptive indoctrination entered into the political arena handicapped by an abundance of ideas on drainage bonds, and

WHEREAS, the said Representative Casey by continued effort and use of iron willed self control overcame his bond stability to a lesser extent, and

WHEREAS, the said Casey with his obvious racial extraction deems himself worthy of congratulations for mere survival these many years.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the heartfelt and sincere wishes of the members of said Assembly are extended to their Contemporary, Andrew J. Casey, with the fond hope that the opportunity will exist for the repetition of this message for many years to come.

The following Committee Report was given:

HB 315—Revenue and Taxation, 3 favorable, 2 on merits.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 315**. The motion prevailed by voice vote.

Mr. Dineen moved that **HB 315**—"An Act to Amend Title 30, Delaware Code, Entitled "State Taxes" Providing for Exemption From Personal Income Taxation in the Hands of a Non-Resident of Income From Partnerships Engaged in Investment Activities," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Clifton, Darling, Quigley—4.

HB 315 having received the constitutional majority, passed the House

Mr. Eskridge moved that **HB 246**—"An Act Providing for the Transfer of the Functions of the Interstate Commission on the Delaware River Basin and for the Disposition of its Unexpended Funds and Properties and Repealing Chapter 5, Title 23, Delaware Code Relating to Conservation and Safeguard of Water Resources in the Delaware River Basin," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Quigley—3.

HB 246 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 290** be given third and final reading and taken up for consideration in order to pass the House.

HB 290—"An Act Relating to the Issuance of Bonds and Notes of the State."

Be it Enacted by the General Assembly of the State of Delaware (Three-Fourths of all the Members Elected to each House Concurring Therein):

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Quigley—3.

HB 290 having received the constitutional majority, passed the House.

Mr. Wootten moved that **HB 269**—"An Act Making an Appropriation to the Board of Game and Fish Commissioners of the State of Delaware for the Purchase and Development of Public Recreational Facilities of Delaware Bay at Bowers, Kent County, Delaware," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Blendt, Darling—2.

HB 269 having received the constitutional majority, passed the House.

The following Committee Reports were given:

SB 145—Appropriation, 2 favorable, 3 on merits.

HB 311—Appropriation, 2 favorable, 3 on merits.

Mr. Younger introduced **HB 322**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, "An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964 and Making a Supplemental Appropriation in the Amount of \$600.00 for the Proposed Amendment."

It was given its first reading by title only and assigned to the Committee on Appropriations.

A messenger from the Senate informed the House that the Senate had passed **SB 73, 120, 121, 123** and **155** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 22** with **HA 1-2-3**, **HB 92, 191** with **HA 1, 204** with **HA 1, 271, 294** and **HCR 16** and was returning the same to the House.

Mr. Shockley introduced **HB 323**—"An Act to Amend Chapter 51, Title 30, Delaware Code, Relating to Motor Fuel Tax."

It was given its first reading by title only and assigned to Revenue and Taxation Committee.

Mr. Shockley introduced **HB 324**—"An Act to Repeal § 6101, Title 21, Delaware Code, Relating to Injury to Non-Paying Guests."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

At 7 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Thursday, June 13, 1963. The motion prevailed by voice vote.

56th LEGISLATIVE DAY

The Speaker called the House to order at 2:10 P.M. on Thursday, June 13, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Fifer, Quigley, Shockley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Reports were given:

HB 309—Revised Statutes, 5 on merits.

HB 251—Revised Statutes, 1 favorable, 4 on merits.

HB 18—Revised Statutes, 3 favorable, 2 on merits.

Mr. Davidson moved that **SB 5**—“An Act Adopting, on Behalf of the State of Delaware, the Interstate Compact on Juveniles Which Deals in Certain Detail with Out-of-State Supervision of Juvenile Delinquents, Return of Runaways, Absconders and Escapees and Authorizes Agreements for the Cooperative Institutionalization of Special Types of Juveniles,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Davidson, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Clifton, Dineen, Fifer, Livingston, Quigley, Shockley—6.

SB 5 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 275**—“An Act Making a Supplementary Appropriation to the Public Archives Commission for the Fiscal Year Ending June 30, 1964 to be Used for Preservation of the Sign of the Buck Building,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—Mr. Atkins—1.

ABSENT—Messrs. Clifton, Davidson, Fifer, Pratt, Shockley—5.

HB 275 having received the constitutional majority, passed the House.

Mr. Dineen moved that **SB 112**—“An Act Making a Supplementary Appropriation to the Public Archives Commission for the Fiscal Year Ending June 30, 1963 for Salaries and Wages of Employees,” be given its third and final

reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Clifton, Davidson, Fifer, Pratt, Shockley—5.

SB 112 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 311**—“An Act to Appropriate Funds to the Supreme Court of the State of Delaware for Office Expense,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Clifton, Davidson, Fifer, Pratt, Shockley—5.

HB 311 having received the constitutional majority, passed the House.

Mr. Busker moved that **SB 152**—“An Act to Amend Chapter 70, Title 6, Delaware Code, by Including Non-Agricultural Areas of Cyclical Employment in the Coverage of the Act, Allowing a Cash Deposit in Lieu of Bond Purchase by a Leasing or Other Assisted Person, Authorizing the Industrial Building Commission to Participate in Non-Building Capital Goods Financing, Increasing the Maximum Project Guaranty from \$2,000,000 to \$3,000,000, and by Altering the Pledge of the Credit of the State,” be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the results of the roll call on **SB 152** be laid on the table. The motion prevailed by voice vote.

Mr. Downs introduced **HR 83**. It was given its first and only reading in its entirety. It was regularly moved and

seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 83** be adopted by voice vote. The motion prevailed.

HR 83—“Expressing the Best Wishes of the House of Representatives of the 122nd General Assembly to Representative Ralph S. (Dutch) Keenan on His Birthday.”

WHEREAS, the members of the House of Representatives of the 122nd General Assembly have learned that the 13th day of June is of outstanding significance in that it marks an anniversary of the entry of Representative “Dutch” Keenan into this world and coincident therewith into the political arena and,

WHEREAS, the said Representative Keenan throughout his active years and into his senility has exercised his under privileged intellect in the interest of his fellow men as well as his own, and each passing anniversary of his birth has become more gregarious and,

WHEREAS, the members of the House of Representatives of the 122nd General Assembly would in not expressing their best wishes to Representative Keenan not only be remiss but would be made vociferously aware of such dereliction by the said Representative and,

WHEREAS, the said members elect to pass this resolution rather than undergo the scathing and insufferable comments that, in its absence, Representative Keenan would unfailingly advance

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the reluctant but sincere best wishes of its members are extended to Representative Ralph S. (Dutch) Keenan on his birthday with year undisclosed for personal and senile reasons best known to the recipient hereof.

Mr. Blendt moved that **HS 1** for **HB 236**—“An Act Appropriating the Sum of \$80,000.00 in the Fiscal Year Commencing July 1, 1963 to the State Board of Education for the Purpose of Establishing Adult Evening High Schools,” be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt,

Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—Mr. Busker—1.

ABSENT—Messrs. Clifton, Fifer, Shockley—3.

HS 1 for **HB 236** having received the constitutional majority, passed the House.

Mr. Blendt moved that **SB 23**—"An Act to Amend Title 14, Delaware Code, Relating to Education, by Providing Scholarships for Students Pursuing Courses of Higher Education not Available in State Institutions," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 23** be temporarily deferred. The motion prevailed by voice vote. Without objection it was so ordered.

Mr. Quigley introduced **HB 325**—"An Act Making a Supplementary Appropriation to the Millside School District No. 132 in the Fiscal Year Ending June 30, 1963 to Honor Certain Obligations Incurred in the Fiscal Years Ending 1957-58, 1958-59, 1962-63."

It was given its first reading by title only and assigned to the Committee on Appropriations.

At the request of Mr. Phillips, Speaker ordered Mr. Phillip's name be stricken from **HS 1** for **HB 21** and Mr. Lowe be made the sponsor.

Mr. Lowe moved that **HB 283**—"An Act to Amend Chapter 17, Title 24, Delaware Code by the Exemption of Licensed Medical Practitioners from Civil Liability for Rendering Emergency Care at the Scene of the Emergency," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Clifton, Fifer, Shockley—3.

HB 283 having received the constitutional majority, passed the House.

Mr. Shulties introduced **HB 326**—"An Act to Amend Chapter 66, Title 16, Delaware Code, by the Addition of

New Sections for the Establishment and Administration of a State Fire School and to Provide a Supplementary Appropriation for its Operation.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Bartleson introduced **HB 327**—“An Act to Amend Section 603, Title 14, Delaware Code, Relating to Tuition Charges and Providing an Exception Thereto.”

It was given its first reading by title only and assigned to the Committee on Education.

Mr. Casey introduced **HA 4** to **HB 141**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 4** to **HB 141** be placed with the bill. The motion prevailed.

Mr. Casey introduced **HA 2** to **HB 224**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 224** be placed with the bill. The motion prevailed.

Mr. Annett introduced **HB 328**—“An Act to Amend Chapter 39, Title 7, Delaware Code Relating to Soil Conservation Districts by Repealing said Chapter and Substituting a New Chapter 39 in Lieu Thereof.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Dineen introduced **HB 329**—“An Act to Amend Section 2901, Title 25, Delaware Code, Relating to Tax Liens.”

It was given its first reading by title only and assigned to the Committee on Miscellaneous.

Mr. Dineen introduced **HB 330**—“An Act Making Supplementary Appropriations to Certain Agencies and Divisions of the State Government to Pay Expenditures Incurred During Prior Fiscal Years.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 331**—“An Act to Provide for the Distribution of Monies to be Paid into the Capital Investment Fund Pursuant to Chapter 32, Volume 54, Laws of Delaware.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Lowe introduced **HB 332**—"An Act to Amend Section 2501, Title 30, Delaware Code, Pertaining to the Definition of Contractor."

It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

Mr. Lowe introduced **HB 333**—"An Act to Amend Section 1170, Title 30, Delaware Code, Pertaining to Supplementary Returns."

It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

By request, Mr. Lowe introduced **HS 2** for **HB 21**—"An Act to Amend Section 5521, Title 29, Delaware Code, Relating to Optional and Mandatory Retirement of Covered School Employees of the State of Delaware."

It was given its first reading by title only and assigned to the Committee on Miscellaneous.

Mr. Pratt introduced **HA 1** to **HB 281**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 281** be placed with the bill. The motion prevailed.

Mr. Dineen moved that **HB 110** with **SA 1**—"An Act to Amend Title 4, Delaware Code, Relating to the Sale of Alcoholic Liquors by Restricting the Number of Licenses in a Given Area," be given its third and final reading in full and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—27.

NAYS—Mr. Hocker—1.

ABSENT—Messrs. Casey, Clifton, Davidson, Fifer, McGinnis, Quigley, Shockley—7.

HB 110 with **SA 1** having received the constitutional majority, passed the House.

Mr. Annett introduced **HB 334**—"An Act to Appropriate \$6,580 to the State Board of Education for the Use of the Greenwood Consolidated School District to Equip an Agriculture Shop."

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Younger introduced **HB 335**—"An Act to Amend Chapter 7, Title 4, Delaware Code by Permitting Any Individual Over the Age of 21 Years to be Employed in the Service of Alcoholic Beverages."

It was given its first reading by title only and assigned to the Committee on Temperance.

It was regularly moved and seconded that the results of the roll call on **SB 152** be lifted from the table. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Busker, Casey, Darling, Davidson, Dineen, Eskridge, Exley, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—27.

NAYS—Best, Correll, Downs, Hale—4.

ABSENT—Messrs. Clifton, Fifer, Shockley—3.

PRESENT—Mr. Blendt—1.

SB 152 having received the constitutional majority, passed the House.

Mr. Davidson introduced **HR 84**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 84** be adopted by voice vote. The motion prevailed.

HR 84—"Expressing the Best Wishes of the House of Representatives of the 122nd General Assembly to Representative Norman Younger on his Birthday."

WHEREAS, the Members of the House of Representatives of the 122nd General Assembly have learned that June 15, is the birthday of Representative Norman Younger, and

WHEREAS, the Members of the House of Representatives wish to express their best wishes to Representative Younger,

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the best wishes of its members for the continued good health and happiness of Representative Younger for many more years are hereby extended to Representative Younger.

BE IT FURTHER RESOLVED, that a copy of this resolution be entered on the Journal of the House, a copy de-

livered to the press and a copy be given to Representative Younger.

At 4:51 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Monday, June 17, 1963. The motion prevailed by voice vote.

57th LEGISLATIVE DAY

The Speaker called the House to order at 2:35 P.M. on Monday, June 17, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Blendt, Lowe, Quigley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Report was given:

HB 321—Judiciary, 4 favorable, 1 on merit.

Mr. Davidson introduced **HA 1** to **SB 94**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote.

It was regularly moved and seconded that action on **HA 1** to **SB 94** be temporarily deferred. The motion prevailed by voice vote. Without objection it was so ordered.

Mr. Davidson moved that **SB 94** be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Davidson moved that **HA 1** to **SB 94** having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House. Adopted by voice vote.

Mr. Davidson moved that **SB 94** with **HA 1**—“An Act to Amend Section 8324, Title 11, Delaware Code, Relating to Eligibility of Permanently Injured Members of the State

Police for Pension Benefits," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the results of the roll call on **SB 94** with **HA 1** be laid on the table. The motion prevailed by voice vote.

A messenger from the Senate informed the House that the Senate had passed **SB 84** with **SA 1, 85, 176, 181** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 315** and was returning the same to the House.

The following Committee Report was given:

SB 147—Corporation-Private, 4 favorable, 1 on merit.

Mr. Dineen introduced **HB 336**—"An Act to Make a Supplementary Appropriation to the Supreme Court of the State of Delaware for the Fiscal Year Ending June 30, 1964 in the Amount of \$5400."

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 337**—"An Act to Amend Section 6606 (a), Title 16, Delaware Code, Relating to the Salary of the State Fire Marshal and Making a Supplementary Appropriation for the Salary of the State Fire Marshal for the Fiscal Year Ending June 30, 1964."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Bartleson introduced **HB 338**—"An Act to Appropriate Money to George Elmer Smith, Jr., a Veteran Eligible for the Bonus Paid by the State Pursuant to the Veteran's Military Pay Act No. II, But Who Did Not Receive His Bonus."

It was given its first reading by title only and assigned to the Committee on Claims.

Mr. Casey introduced **HA 5** to **HB 141**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 5** to **HB 141** be placed with the bill. The motion prevailed.

Mr. Casey introduced **HA 3** to **HB 224**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 3** to **HB 224** be placed with the bill. The motion prevailed.

Mr. Walls introduced **HR 85**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 85** be adopted by voice vote. The motion prevailed.

HR 85—"Authorizing the Payment of Certain Expenses for the Purchase of Air Conditioners for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$450.00 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay Boulevard Electric Sales & Service, Inc., 122 N. DuPont Parkway, Dover, Delaware for 2 air conditioners for the House of Representatives of the 122nd General Assembly.

SB 73—"An Act Appropriating Funds to the State Highway Department and to the Board of Game and Fish Commissioners of the State of Delaware to Construct and Maintain a Water Control Structure at Silver Lake at Milford, Delaware," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 88—"An Act Making a Supplementary Appropriation to the Industrial Accident Board for the Fiscal Year Ending June 30, 1963 to be Used to Pay its Attorney," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 121—An Act to Amend Chapter 237, Volume 51, Laws of Delaware, entitled "An Act to Reincorporate the Town of Bridgeville" Relating to Vacancies in Office, was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

SB 123—An Act to Amend Chapter 237, Volume 51, Laws of Delaware, Entitled "An Act to Reincorporate the Town of Bridgeville" Relating to Traffic Violations, was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

SB 173—"An Act Making a Supplementary Appropriation to Townsend School No. 81 for Salaries," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 155—"An Act to Amend Section 2105, Title 7, Delaware Code, Providing for Fees on Oysters Taken From Delaware Bay," was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

SB 111—"An Act to Amend Chapter 6, Title 9, Delaware Code, Relating to Parks and Recreational Facilities," was given its first reading by title only and assigned to the Committee on Revised Statutes.

SB 120—An Act to Amend Section 23, Chapter 237, Volume 51, Laws of Delaware, Entitled "An Act to Reincorporate the Town of Bridgeville" Relating to Removal of Employees, was given its first reading by title only and assigned to the Committee on Corporation-Municipal.

Mr. Younger introduced **HB 339**—"An Act to Amend Section 4101, Title 15, Delaware Code, Relating to the Definition of Political Parties."

It was given its first reading by title only and assigned to the Committee on Elections.

Mr. Younger introduced **HB 340**—"An Act to Amend Section 3302, Title 15, Delaware Code, Relating to Political Party Titles."

It was given its first reading by title only and assigned to the Committee on Elections.

At 3:30 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:12 P.M. the Speaker called the House to order.

Mr. Walls introduced **HA 1** to **SB 155**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **SB 155** be placed with the bill. The motion prevailed.

The following Committee Report was given:

HB 322—Appropriation, 2 favorable, 2 on merits.

Mr. Atkins moved that **HB 286**—"An Act to Amend Section 702, Title 21, Delaware Code, by Adding a New Paragraph Thereto Pertaining to Enforcement of Speed Regulations by Use of Electronic Radar and the Proper Use of Same by State Police and Amending Chapter 83, Title 11, Delaware Code by Adding a New Paragraph Thereto Pertaining to State Police Patrol Cars and the Marking of Same," be given its first and only third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the results of the roll call on **HB 286** be laid on the table. The motion prevailed by voice vote. Without objection it was so ordered.

At 5:22 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Tuesday, June 18, 1963. The motion prevailed by voice vote.

58th LEGISLATIVE DAY

The Speaker called the House to order at 2:46 P.M. on Tuesday, June 18, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 30 members present; 5 absent.

MEMBERS PRESENT—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Jarrell, Keenan, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

MEMBERS ABSENT—Messrs. Annett, Fifer, Isaacs, Kirkby, Quigley—5.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Reports were given:

SB 52—Judiciary, 4 on merits.

HB 318—Judiciary, 5 on merits.

HB 329—Miscellaneous, 1 favorable, 4 on merits.

SB 101—Fish, Oyster and Game, 5 on merits.

SB 144—Fish, Oyster and Game, 5 on merits.

At 3:52 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:24 P.M. the Speaker called the House to order.

SB 176—“An Act Creating a Commission to Take Appropriate Legal Action Concerning Reapportionment of the General Assembly and Making a Supplemental Appropriation Therefor,” was given its first reading by title only and assigned to the Committee on Appropriations.

At 5:30 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Wednesday, June 19, 1963. The motion prevailed by voice vote.

59th LEGISLATIVE DAY

The Speaker called the House to order at 1:45 P.M. on Wednesday, June 19, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Annett, Fifer, McGinnis—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

On date indicated, the Governor approved the following legislation:

June 11, 1963—**SB 151**.

June 12, 1963—**HB 239**.

June 17, 1963—**SB 55**; **SB 125**.

June 18, 1963—**HB 92**; **HB 271**; **HB 294**.

The following Committee Reports were given:

HB 317—Appropriations, 4 on merits.

SB 88—Appropriations, 2 favorable, 3 on merits.

SB 73—Appropriations, 3 favorable, 2 on merits.

Mr. Pratt introduced **HA 1** to **HB 248**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 248** be placed with the bill. The motion prevailed.

Mr. Exley introduced **HR 86**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was

regularly moved and seconded that **HR 86** be adopted by voice vote. The motion prevailed.

HR 86—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$481.80 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated to pay the Sussex Countian, Georgetown, Delaware for the printing of Calendars for the House of Representatives of the 122nd General Assembly.

By request Mr. Casey introduced **HB 341**—"An Act to Amend Section 2122, Title 23, Delaware Code, Relating to Boat Safety."

It was given its first reading by title only and assigned to the Committee on Miscellaneous Bills.

Mr. Dineen moved that **SB 145**—"An Act Making a Supplementary Appropriation to the Frankford School #206 for the Installation of a Water Line for School Service," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Annett, Blendt, Fifer, McGinnis—4.

SB 145 having received the constitutional majority, passed the House.

Mr. Keenan introduced **HB 342**—"An Act to Amend Section 555, Title 4, Delaware Code, Relating to License Fees."

It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

Mr. Quigley introduced **HR 87**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 87** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 87**IN REFERENCE TO ELECTION OF OFFICERS**

WHEREAS, James R. Quigley, Jr. was previously elected to the office of Assistant Reading Clerk but has resigned effective at the close of the Legislative Day, June 13, 1963

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that James R. Quigley, Jr. is hereby relieved from the duties of Assistant Reading Clerk effective at the close of the Legislative Day, June 13, 1963.

BE IT FURTHER RESOLVED that Joseph F. Toner is hereby elected to serve as Assistant Reading Clerk effective June 17, 1963, to serve during the pleasure of the House of Representatives.

The following Committee Reports were given:

SB 120—Corp.-Municipal, 1 favorable, 3 on merits.

SB 121—Corp.-Municipal, 1 favorable, 3 on merits.

SB 123—Corp.-Municipal, 1 favorable, 3 on merits.

It was regularly moved and seconded that the results of the roll call on **SB 94** with **SA 1** and **HA 1** be lifted from the table. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Atkins, Blendt, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Livingston, Isaacs, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—20.

NAYS—Messrs. Annett, Bartleson, Best, Correll, Downs, Hale, Hocker, Keenan, McGinnis, Quigley, Shockley—11.

PRESENT—Messrs. Casey, Fifer, Hanlon, Jarrell—4.

SB 94 with **SA 1** and **HA 1** having received the constitutional majority, passed the House.

Mr. Atkins introduced **HA 4** to **HB 228**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 4** to **HB 228** be placed with the bill. The motion prevailed.

The following Committee Report was given:

HB 323—Revenue and Taxation, 3 favorable, 2 on merits.

A messenger from the Senate informed the House that the Senate had passed **SB 6, 127/SA 1** and **2, SJR 4, SB 171/SA 1** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 42, 64, 180, 211** and was returning the same to the House.

Mr. Wootten moved that **HB 295**—"An Act to Amend Chapter 7, Title 4, Delaware Code, by Prohibiting the Sale of Beer in Non-Deposit Bottles," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 295** be temporarily deferred. The motion prevailed by roll call.

YEAS—Messrs. Atkins, Blendt, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Hanlon, Livingston, Isaacs, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—23.

NAYS—Messrs. Bartleson, Best, Casey, Downs, Hale, Jarrell—6.

ABSENT—Messrs. Annett, Fifer, Keenan, McGinnis—4.

PRESENT—Messrs. Correll, Hocker—2.

Motion to defer action on **HB 295** having received the constitutional majority, passed the House.

The following Committee Report was given:

HB 310—Education, 4 favorable.

SB 181—"An Act Making an Appropriation out of the Capital Investment Fund to the State Highway Department to be Used for the Acquisition of Land and Erection Thereon of an Inspection Lane and the Necessary Equipment and Furnishing Therefor in New Castle County Outside the City of Wilmington," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 84 with **SA 1**—"An Act to Amend Section 173, Title 6, Delaware Code, Relating to the Place of Presentment of a Negotiable Instrument," was given its first reading by title only and assigned to the Committee on Insurance and Banking.

SB 85—"An Act to Amend Section 229, Title 6, Delaware Code, Relating to Inland and Foreign Bills of Exchange," was given its first reading by title only and assigned to the Committee on Insurance and Banking.

Mr. Younger moved that **HB 322**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, "An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964 and Making a Supplemental Appropriation in the Amount of \$600.00 for the Proposed Amendment," be given its third and final

reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Annett, Fifer, McGinnis—3.

HB 322 having received the constitutional majority, passed the House.

Mr. Lowe, by request, introduced **HB 343**—“An Act to Amend Chapter 17, Title 7, Delaware Code, Relating to Dog and Kennel License Fees.”

It was given its first reading by title only.

Mr. Younger introduced **HB 344**—“An Act to Amend Title 9, Delaware Code, as Amended, Relating to Payment of Salaries in New Castle County, and Repealing Laws Inconsistent Therewith.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Younger introduced **HS 1** to **HB 179**—“An Act to Amend Section 108, Title 15, Delaware Code, Relating to the Compensation of Members of the Departments of Elections and Making an Appropriation Therefor.”

It was given its first reading by title only and assigned to the Committee on Elections.

Mr. Younger introduced **HB 345**—“An Act to Amend Section 3315, Title 19, Delaware Code, Relating to Unemployment Compensation.”

It was given its first reading by title only and assigned to the Committee on Labor.

The following Committee Report was given:

SB 176—Appropriations, 3 favorable, 2 unfavorable.

Mr. Blendt introduced **HA 1** to **HB 201**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 201** be placed with the bill. The motion prevailed.

Mr. Keenan introduced **HA 6** to **HB 141**. It was given its first reading by title only. It was regularly moved and

seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 6** to **HB 141** be placed with the bill. The motion prevailed.

Mr. Blendt introduced **HA 7** to **HB 141**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 7** to **HB 141** be placed with the bill. The motion prevailed.

The following Committee Reports were given:

HB 141—Education, 4 favorable.

HB 324—Revised Statutes, 3 favorable, 2 on merits.

SB 111—Revised Statutes, 2 favorable, 3 on merits.

HB 298—House Committee on Corrections, 3 favorable, 1 on merit.

Mr. Isaacs introduced **HA 1** to **HB 298**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 298** be placed with the bill. The motion prevailed.

SB 171 with **SA 1**—"An Act to Amend Chapter 51, Title 30, Delaware Code, Relating to Motor Fuel Tax," was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

At 6 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Thursday, June 20, 1963. The motion prevailed by voice vote.

60th LEGISLATIVE DAY

The Speaker called the House to order at 2:00 P.M. on Thursday, June 20, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Fifer, Quigley, Shockley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Reports were given:

SB 171/SA 1—Revenue and Taxation, 2 favorable, 2 on merits.

HB 233—Education, 4 favorable.

Mr. Eskridge moved that **HB 309**—“An Act Concerning Procurement of Materiel and Awarding of Contracts for Public Works by State Agencies,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, Isaacs, Keenan, Quigley, Shockley—6.

NOT VOTING—Mr. Casey—1.

HB 309 having received the constitutional majority, passed the House.

Mr. Best introduced **HB 346**—“An Act Making a Deficiency Appropriation to Milton Consolidated School No. 8 for the Fiscal Year Ending June 30, 1963.”

It was given its first reading by title only.

At 2:11 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:40 P.M. the Speaker called the House to order.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 346**. The motion prevailed by voice vote.

Mr. Best moved that **HB 346**—“An Act Making a Deficiency Appropriation to Milton Consolidated School No. 8 for the Fiscal Year Ending June 30, 1963,” be given its

third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Blendt, Fifer, Livingston, Quigley, Shockley, Shulties—6.

HB 346 having received the constitutional majority, passed the House.

Mr. Isaacs introduced **HB 347**—An Act to Amend Chapter 166, Volume 43, Laws of Delaware, as Amended, Entitled, “An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown by Fixing the Time for Opening and Closing the Polls if There is no Contest for any Office.”

It was given its first reading by title only and assigned to the Committee on Corporations, Municipal.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 171**. The motion prevailed by voice vote.

Mr. Lowe moved that **SB 171/SA 1**—“An Act to Amend Chapter 51, Title 30, Delaware Code, Relating to Motor Fuel Tax,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Bartleson, Blendt, Fifer, Quigley, Shockley, Shulties—6.

NOT VOTING—Mr. Downs—1.

SB 171/SA 1 having received the constitutional majority, passed the House.

Without objection the following communication was made part of the record.

STATE OF DELAWARE
HOUSE OF REPRESENTATIVES

Dover, Del.

June 19, 1963

Hon. Sherman W. Tribbitt, Speaker
and members of the House of Representatives
of the 122nd General Assembly

As chairman of the House Committee on Corporations Municipal, I hereby authorize Representative Glenn W. Busker, a member of said committee to bring up for final action, **Senate Bills No. 120, No. 121 and No. 123** relating to charter changes in the Town of Bridgeville on Thursday, June 20, 1963.

Due to a commitment in Wilmington, I will be unable to attend the session of the House on that day.

Respectfully,

PAUL E. SHOCKLEY

Mr. Busker moved that **SB 120**—An Act to Amend Section 23, Chapter 237, Volume 51, Laws of Delaware, Entitled, "An Act to Reincorporate the Town of Bridgeville" Relating to Removal of Employees, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Fifer, Quigley, Shockley, Shulties—5.

SB 120 having received the constitutional majority, passed the House.

Mr. Busker moved that **SB 121**—An Act to Amend Chapter 237, Volume 51, Laws of Delaware, Entitled, "An Act to Reincorporate the Town of Bridgeville" Relating to Vacancies in Office, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston,

Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Fifer, Keenan, Quigley, Shockley, Shulties—5.

SB 121 having received the constitutional majority, passed the House.

Mr. Busker moved that **SB 123**—An Act to Amend Chapter 237, Volume 51, Laws of Delaware, Entitled, “An Act to Reincorporate the Town of Bridgeville” Relating to Traffic Violations, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Fifer, Keenan, Quigley, Shockley, Shulties—5.

SB 123 having received the constitutional majority, passed the House.

Without objection the following communication was made part of the record.

CITY OF WILMINGTON

DELAWARE

Office of the Mayor

May 20, 1963

Honorable Joseph A. Martin
The State Senate
Dover, Delaware

Dear Senator Martin:

The New Castle County Levy Court and the City of Wilmington together with the Wilmington Board of Park Commissioners and the New Castle County Parks and Recreation Commission have reached an agreement for the development and maintenance of city owned park lands lying outside the city limits of Wilmington.

All that is needed to effectuate this agreement is a passage of a proposed amendment to the Code, **Senate Bill 111**.

Sincerely,

JOHN E. BABIARZ

Mayor

JEB:mk

Without objection the following communication was made part of the record.

LEVY COURT
Of New Castle County

May 20, 1963

Revised Statutes Committee
of the Senate
Dover, Delaware
Gentlemen:

We are in favor of **Senate Bill No. 111** and we hope that you will do all in your power to bring it to a favorable vote.

Joint cooperation has been sought by both County and City agencies for some time. We hope that this will be one step in this direction.

Very truly yours,

HARRY B. ROBERTS, JR.

Levy Court Commissioner-President

HARRY H. LAMBERT

Levy Court Commissioner

JOSEPH F. DAYTON

Levy Court Commissioner

Mr. Dineen moved that **SB 111**—"An Act to Amend Chapter 6, Title 9, Delaware Code, Relating to Parks and Recreational Facilities," be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Wall, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Fifer, Keenan, Quigley, Shockley, Shulties—5.

SB 111 having received the constitutional majority, passed the House.

Mr. Lowe introduced **HB 348**—"An Act Making a Supplementary Appropriation to the State Highway Department for the Fiscal Year Ending June 30, 1964 for Salaries and Wages of Employees of the State Police Division."

It was given its first reading by title only and assigned to the Committee on Appropriations.

SJR 4 was given its first reading by title only.

SJR 4—"Relating to the Continuance and Expansion of Air Service in Delaware."

WHEREAS, for a number of years the only scheduled commercial airline service in the State of Delaware has been provided at the Greater Wilmington Airport, and

WHEREAS, Eastern Air Lines requested permission of the Civil Aeronautics Board to terminate scheduled flight operations at the Greater Wilmington Airport, and

WHEREAS, Allegheny Airlines has discontinued its east-west flights from the Greater Wilmington Airport and has failed to provide adequate service between Greater Wilmington Airport and New York and the New England area, and

WHEREAS, the air transportation needs of the citizens of the State are increasing as Delaware expands both residentially and industrially, and

WHEREAS, the existence of convenient airline service is an important asset in attracting new employers and in stabilizing the existing commercial climate, and

WHEREAS, the Federal government has for a number of years recognized the importance of airport facilities in Delaware and has contributed to their operation through subsidies to passenger carriers, construction of runways and installation of safety devices, and

WHEREAS, the gradual deterioration of flight schedules at the Greater Wilmington Airport has forced a great many Delawareans to spend valuable time and money traveling out of the State to terminals where convenient flight schedules are available, and

WHEREAS, this inconvenience will be magnified in future years as the number of Delaware air travelers increases,

NOW THEREFORE:

BE IT RESOLVED, by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the Members respectfully urge the Civil Aeronautics Board to protect the interests

and the economic welfare of the citizens of the State of Delaware by recognizing the necessity of continued and expanded air service to the Greater Wilmington Airport.

BE IT FURTHER RESOLVED, that the Members of the 122nd General Assembly favor the continued and expanded flight schedules of Eastern Air Lines and Allegheny Airlines at the Greater Wilmington Airport, and

BE IT FURTHER RESOLVED, that the Secretary of the Senate of the 122nd General Assembly is directed to send forthwith a certified copy of this Senate Joint Resolution to the New Castle County Airport Commission.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SJR 4**. The motion prevailed by voice vote.

Mr. Eskridge moved that **SJR 4**—"Relating to the Continuance and Expansion of Air Service in Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Fifer, Quigley, Shockley, Shulties—4.

SJR 4 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **SB 59, 113, 126, 143, Sen. Sub 1 to SB 153, 154, 174, 177, 178, 179, 180** and **SCR 20** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 25, 78/HA 1, 93, 96/HA 1, 171/HA 1** and **SA 1, 246, 255, 269, 278, 285/HA 1** and was returning the same to the House.

Mr. McGinnis moved that **SB 101**—"An Act to Amend Section 513, Title 7, Delaware Code, Relating to Compensation to Persons Authorized to Sell Hunting, Trapping and Fishing Licenses," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the following communication was made part of the record.

STATE OF DELAWARE
BOARD OF GAME AND FISH COMMISSIONERS
Dover, Delaware

May 1, 1963

Representative Maurice N. Jarrell
Fish, Oysters and Game Committee of the House
Legislative Hall
Dover, Delaware

Dear Mr. Jarrell:

On April 30, 1963, **SB 101** passed the Senate. This bill, although labeled an act to increase the agents' fee for selling hunting and fishing licenses, would, in effect, apply to all licenses issued by the Board, including dog licenses. If such a bill should pass the House and be signed by the Governor, it would amount to a reduction in the budget of this Commission of \$3,600.00 to the Game Fund, \$1,500.00 to the Fisheries Fund and \$5,700.00 to the Dog Control Fund. These would be substantial reductions at a time when we are straining every reserve to meet growing recreational demands of the State. It would be particularly disastrous to our Dog Control Fund being, in effect, a 15% reduction.

You may be interested to know that our Commission is constantly besieged with requests from prospective agents to sell our licenses at the present \$.10 commission. In my fifteen years experience with the Commission I do not recall over two or three agents giving up their agencies because of lack of compensation for the sale of licenses. On the other hand, our Commission has to turn down requests to sell licenses at the rate of 25 or more per year because of the proximity of one agent to another and of the added administrative costs of supervising additional agencies.

Since the passage of this bill would seriously cripple the work of our department, it would be appreciated if the bill would be deferred or at least not acted upon until adequate public hearings were held.

Sincerely,

NORMAN G. WILDER, Director

Copies: Representative James D. McGinnis
Representative Norman Younger
Representative Joseph B. Walls
Senator Curtis Steen
Governor Elbert N. Carvel

It was regularly moved and seconded that action on **SB 101** be temporarily deferred. The motion prevailed by voice vote.

Mr. Dineen moved that **SB 176**—"An Act Creating a Commission to Take Appropriate Legal Action Concerning Reapportionment of the General Assembly and Making a Supplemental Appropriation Therefor," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Hanlon, Hocker, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—20.

NAYS—Messrs. Bartleson, Best, Blendt, Casey, Correll, Downs, Exley, Hale, Livingston, Jarrell—10.

ABSENT—Messrs. Fifer, Keenan, Quigley, Shockley, Shulties—5.

SB 176 having received the constitutional majority, passed the House.

Mr. Exley moved that **HB 318**—"An Act to Amend Chapter 3, Title 11, Delaware Code, by Excluding from the Operation of Sections 661 Through 664 Thereof Any Plan Which Does Not Require Payment of Money or Something of Actual Pecuniary Value for the Opportunity to Win a Prize," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Livingston, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Walls, Wootten, Younger, Mr. Speaker—24.

NAYS—Messrs. Blendt, Clifton, Hocker, McGinnis, Pratt—5.

ABSENT—Messrs. Fifer, Keenan, Quigley, Shockley, Shulties—5.

NOT VOTING—Mr. Davidson—1.

HB 318 having received the constitutional majority, passed the House.

Mr. Livingston moved that **SB 147**—"An Act to Amend Title 27 of the Delaware Code Relating to Religious Societies and Corporations to Eliminate the Limitation on the Maximum Number of Trustees," be given its third and

final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Fifer, Keenan, Quigley, Shockley—4.

PRESENT—Messrs. Blendt, Shulties—2.

SB 147 having received the constitutional majority, passed the House.

The following Committee Report was given:

HB 328—Revised Statutes, 5 on merits.

At 6:30 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Monday, June 24, 1963. The motion prevailed by voice vote.

61st LEGISLATIVE DAY

The Speaker called the House to order at 2:48 P.M. on Monday, June 24, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Fifer, McGinnis, Quigley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Report was given:

HB 347—Corporations-Municipal, 4 favorable.

SB 6—“An Act to Amend Title 19, Delaware Code, Relating to Unemployment Compensation, by Eliminating the Requirement for a Waiting Period,” was given its first

reading by title only and assigned to the Committee on Labor.

SB 127 with **SA 1** and **2**—“An Act to Amend Sections 8103 and 8105, Title 9, Delaware Code, Relating to Exemptions from Taxation of Certain Property Owned by Governmental, Religious or Educational Agencies,” was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

SB 180 was given its first reading by title only and assigned to the Committee on Public Buildings and Highways.

SB 113—An Act to Amend Section 27, Chapter 237, Volume 51, Laws of Delaware, Entitled, “An Act to Reincorporate the Town of Bridgeville” Relating to the Power to Raise Revenue, was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

SB 126—“An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to the Limitations Upon Taxing Power, by Exempting Lands and Improvements of the Milford Grange No. 6, P. of H., Inc., from Assessment and Taxation,” was given its first reading by title only and assigned to the Committee on Appropriations.

SB 143—“An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to the Limitations Upon Taxing Power, by Exempting Lands and Improvements of the Delaware Society for Crippled Children and Adults, Inc. from Assessment and Taxation,” was given its first reading by title only and assigned to the Committee on Revised Statutes.

SS 1 for **SB 153**—“An Act Making a Supplementary Appropriation to New Castle Historic Building Commission,” was given its first reading by title only and assigned to the Committee on Appropriations.

SB 154—“An Act to Repeal Section 9302, Title 10, Delaware Code, Entitled Limitations on Jurisdictions and Venue in New Castle County,” was given its first reading by title only and assigned to the Committee on Judiciary.

SB 174—“An Act Making a Supplementary Appropriation to New Castle Historic Building Commission,” was given its first reading by title only and assigned to the Committee on Appropriations.

SB 177—“An Act Authorizing and Directing the Levy Court of Kent County to Reimburse Virginia Lee Banning Property and School Taxes Paid in Error,” was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

SB 178—"An Act Making an Appropriation out of the Capital Investment Fund to the State Highway Department to be used for the Design and Construction of an Office and Maintenance Building and the Acquisition of the Necessary Equipment and Furnishing Therefor in Sussex County," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 179—"An Act Making an Appropriation out of the Capital Investment Fund to the State Highway Department to be Used for the Design and Construction of an Office Building and a Maintenance Building and the Acquisition of the Necessary Equipment and Furnishings Therefor in New Castle County," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 185—An Act to Amend Chapter 149, Volume 29, Laws of Delaware, Entitled, "An Act to Reincorporate the Town of Cheswold," as Amended, was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

SB 59—"An Act to Amend Chapter 51, Title 6, Delaware Code, Relating to Weights and Measures," was given its first reading by title only and assigned to the Committee on Miscellaneous Bills.

SCR 20 was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 20**. The motion prevailed by voice vote.

SCR 20—"Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware."

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the following named companies be paid for supplies and services rendered the 122nd General Assembly of the State of Delaware:

Young & Revel (#52941)	\$ 18.00
P. O. Box 241	
Milford, Delaware	
Addressograph - Multigraph Corporation	274.29
P. O. Box 1305, Church Street Station	
New York 8, N. Y. (#20-352, 20-319)	

Butlers, Inc. (#50189, 50079, 50093, 49994, 50216, 59216)	407.10
415 Market Street Wilmington, Delaware	
Bryan's Pharmacy	5.00
Loockerman Street Dover, Delaware	
Harrington Journal	792.00
Harrington, Delaware	
Capital Office Equipment Company (#99745) ..	146.80
205 W. Division Street Dover, Delaware	

Adopted by voice vote.

It was regularly moved and seconded that the rules be suspended for the sole purpose of submitting Committee Reports. The motion prevailed by voice vote.

The following Committee Report was given:

SB 6—Labor, 4 favorable, 1 on merit.

Mr. Kirkby moved that **HB 171** with **HA 1** and **SA 1** be taken up for consideration in order to pass the House.

SA 1 to HB 171 was given its first and only reading in its entirety.

It was regularly moved and seconded that action on **HB 171** with **HA 1** and **SA 1** be temporarily deferred. The motion prevailed by voice vote.

Mr. Exley introduced **HB 349**—"An Act to Amend Chapter 222, Volume 49, Laws of Delaware by Changing the Amount of the Floating Debt of the City of Harrington."

It was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

The following Committee Report was given:

HS 2 for **HB 21**—Miscellaneous, 5 on merits.

Mr. Phillips introduced **HB 350**—"An Act to Amend Chapter 21, Title 19, Delaware Code, Relating to Workmen's Compensation Claims."

It was given its first reading by title only and assigned to the Committee on Labor.

Mr. Isaacs moved that **HB 298**—"An Act Appropriating Money to the 308 West Residence, Prisoners Aid Society of Delaware, and Amending 51 Delaware Laws, Chapter 322 as Amended by 52 Delaware Laws, Chapter 274," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Isaacs moved that **HA 1** to **HB 298** having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House. Adopted by voice vote.

Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, McGinnis—3.

HB 298 with **HA 1** having received the constitutional majority, passed the House.

It was regularly moved and seconded that the results of the roll call on **HB 286** be lifted from the table. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Busker, Casey, Darling, Dineen, Hanlon, Hocker, Livingston, Jarrell, Kirkby, Quigley, Shockley, Shulties, Walls, Wootten, Younger—15.

NAYS—Messrs. Annett, Atkins, Bartleson, Best, Correll, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Mr. Speaker—12.

ABSENT—Messrs. Blendt, Lowe—2.

PRESENT—Messrs. Clifton, Isaacs, Keenan, McGinnis, Phillips, Pratt—6.

HB 286 not having received the required majority, was declared lost.

It was regularly moved and seconded that **HB 286** be restored to the calendar. The motion prevailed by voice vote.

Mr. Atkins introduced **HA 1** to **HB 286**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 286** be adopted by voice vote. The motion prevailed.

Mr. Dineen moved that **SB 88**—"An Act Making a Supplementary Appropriation to the Industrial Accident Board for the Fiscal Year Ending June 30, 1963 to be Used to Pay its Attorney," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, McGinnis—3.

SB 88 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 228**—“An Act to Amend Title 21 of the Delaware Code Relating to Motor Vehicles by Adopting the Uniform Rules of the Road and Making Other Amendments,” be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Eskridge moved that **HA 3** to **HB 228** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

Mr. Atkins moved that **HA 4** to **HB 228** having previously been placed with the bill, be adopted. On the question, “Shall this bill pass the House?” the roll call revealed:

YEAS—Messrs. Atkins, Blendt, Busker, Casey, Livingston, Kirkby, Lowe, Quigley—8.

NAYS—Messrs. Annett, Bartleson, Best, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—24.

ABSENT—Messrs. Fifer, McGinnis—2.

PRESENT—Mr. Clifton—1.

HA 4 to **HB 228** not having received the required majority, was declared lost.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootter, Mr. Speaker—29.

NAYS—Messrs. Atkins, Kirkby—2.

ABSENT—Messrs. Fifer, McGinnis, Quigley—3.

PRESENT—Mr. Younger—1.

HB 228 with **HA 3** having received the constitutional majority, passed the House.

Mr. Bartleson introduced **HB 351**—“An Act to Amend Chapter 5, Title 29, Delaware Code, Relating to the Seal

of State Officials, Courts and Public Officers by Providing That the Levy Court of New Castle County May Adopt a Seal.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Bartleson introduced **HB 352**—“An Act to Amend Chapter 15, Title 9, Delaware Code, Entitled: Levy Court of New Castle County, Relating to the Maximum Interest Rate for Authorized Bonds.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Shockley introduced **HB 353**—“An Act Making a Supplemental Appropriation for the Surplus Food for Needy Families Program.”

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 354**—“An Act to Amend Section 507, Title 31, Delaware Code Pertaining to Application for State Public Assistance.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Busker introduced **HB 355**—“An Act to Amend Chapter 3, Title 9, Delaware Code, by Providing for the Election of Levy Court Commissioners in Kent County on a County Wide at Large Basis and Nomination by Districts.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Busker introduced **HB 356**—“An Act to Amend Chapter 8, Title 22, Delaware Code, Relating to Home Rule for Municipalities.”

Be It Enacted By The General Assembly Of The State Of Delaware (Two-Thirds Of All Members Elected To Each House Concurring Therein).

It was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

Mr. Lowe moved that **HB 321**—“An Act to Amend Section 4751, Title 10, Delaware Code Pertaining to the Time in Which to Satisfy Judgements,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston,

Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Fifer, McGinnis, Quigley—3.

HB 321 having received the constitutional majority, passed the House.

Mr. Lowe moved that **HB 76**—“An Act to Amend Chapter 1, Title 30, Delaware Code Pertaining to State Taxes, by Adding a New Section Thereto Providing for Reciprocal Collection of Taxes,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Davidson, Fifer, McGinnis—3.

HB 76 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 36**—“An Act to Amend Section 1183 (d), Title 30, Delaware Code, Relating to Payment of Refunds,” be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 36** be temporarily deferred. The motion prevailed by voice vote.

Mr. Dineen introduced **HB 357**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, “An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964,” and Making a Supplemental Appropriation in the Amount of \$150,000 for the Proposed Amendments.

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Shockley introduced **HB 358**—“An Act to Amend Chapter 83, Title 11, Delaware Code, Relating to State Police Pensions by Liberalizing the Same.”

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **HB 358** unassigned. The mo-

tion prevailed by voice vote.

Mr. Darling introduced **HR 88**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 88** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 88

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS, Gustave Richardson was previously elected to the office of Page and Doris Nickerson was previously elected to the office of messenger but have resigned effective at the close of the Legislative Day, June 20, 1963.

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Gustave Richardson and Doris Nickerson are hereby relieved from the duties of Page and Messenger respectively effective at the close of the Legislative Day, June 20, 1963.

BE IT FURTHER RESOLVED that William Taylor is hereby elected to serve as Page and Norma Watts is hereby elected to serve as messenger effective June 24, 1963, both to serve during the pleasure of the House of Representatives.

Mr. Walls introduced **HR 89**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 89** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 89

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS Dorothy Gagnon was previously elected to the office of File Clerk but has resigned effective at the close of the Legislative Day, June 20, 1963

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Dorothy Gagnon is hereby relieved from the duties of File Clerk effective at the close of the Legislative Day, June 20, 1963.

BE IT FURTHER RESOLVED that Margaret Donohue is hereby elected to serve as File Clerk effective June 24,

1963, to serve during the pleasure of the House of Representatives.

Mr. Busker moved that **HB 300**—"An Act to Amend Chapter 83, Title 9, Delaware Code, Relating to Posting by the Kent County Board of Assessment of a Copy of the Assessment," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Dineen, Fifer, McGinnis, Quigley, Wootten—5.

HB 300 having received the constitutional majority, passed the House.

Mr. Bartleson moved that **HS 1** for **HB 338**—"An Act to Appropriate Money to George Elmer Smith, Jr., a Veteran Eligible for the Bonus Paid by the State Pursuant to the Veteran's Military Pay Act No. II, But Who Did Not Receive His Bonus," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HS 1** for **HB 338**. The motion prevailed by voice vote.

Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Dineen, Fifer, McGinnis, Quigley—4.

HS 1 for **HB 338** having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 221**—"An Act to Amend Chapter 11, Title 30, Delaware Code, Relating to the Definition of 'Dependent' and Credits for Dependents," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt,

Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Davidson, Fifer, McGinnis—3.

HB 221 having received the constitutional majority, passed the House.

At 5:02 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 6:07 P.M. the Speaker called the House to order.

At 6:08 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Tuesday, June 25, 1963. The motion prevailed by voice vote.

62nd LEGISLATIVE DAY

The Speaker called the House to order at 2:10 P.M. on Tuesday, June 25, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 34 members present; 1 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

MEMBERS ABSENT—Mr. Fifer—1.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

FROM: F. Earl McGinnes

On date indicated, the Governor approved the following legislation:

June 20, 1963—**HB 287; SB 5; SB 112; SB 152.**

June 21, 1963—**HB 315; HB 247; SB 54.** On this date the Governor returned **SB 56** to the Senate without his approval.

June 24, 1963—**HB 42; HB 64; HB 204/HA 1; HB 211.**

Without objection the following communication was made part of the record.

June 25, 1963

Honorable Members of the House
of Representatives and the Senate
of the 122 General Assembly of the
State of Delaware

Gentlemen:

The Retired Policemen's Association of the City of Wilmington wishes to express to you its sincere appreciation and gratitude for your action in supporting **House Bill No. 123**, which has been enacted into law.

This Bill represents a recognition on your part of the need of the retired members of the Bureau of Police and the widows of retired members for reasonable pensions in this day of high living costs. The membership of the organization realizes that your votes on this important Bill were the result of your consideration for the needs of the retired people of your community.

Your support of this Bill will be remembered by our association, and we trust that your legislative endeavors will continue to be successful for the benefit of the people of our State.

Very truly yours,
PAUL C. DENRICK, President

The following Committee Reports were given:

- SB 68**—Revised Statutes, 5 on merits.
- SB 59**—Miscellaneous, 4 favorable, 1 on merit.
- SB 90**—Revised Statutes, 2 favorable, 3 on merits.
- HS 1 to HB 284**—Education, 4 favorable.
- HB 334**—Appropriations, 1 favorable, 4 on merits.
- HB 349**—Corporations, Municipal, 5 favorable.
- HB 356**—Corporations, Municipal, 5 favorable.
- HB 281**—Insurance and Banking, 4 favorable, 1 on merit.
- SB 113**—Corporations, Municipal, 5 favorable.
- SB 185**—Corporations, Municipal, 5 favorable.
- SB 85**—Insurance and Banking, 4 favorable, 1 on merit.
- SB 84/SA 1**—Insurance and Banking, 4 favorable, 1 on merit.

A messenger from the Senate informed the House that the Senate had passed **SB 190** and requested the concurrence of the House.

Mr. Isaacs introduced **HB 359**—"An Act to Amend Chapter 35, Title 3, Delaware Code, Relating to the Sale and Grading of Eggs: Restricting the Advertisement Thereof; Providing for Enforcement by the State Board of Agriculture; Establishing Certain Penalties and Making a Supplementary Appropriation for the Fiscal Year Ending June 30, 1964."

It was given its first reading by title only and assigned to the Committee on Agriculture.

Mr. Atkins moved that **HB 286/HA 1**—"An Act to Amend Section 702, Title 21, Delaware Code, by Adding a New Paragraph Thereto Pertaining to Enforcement of Speed Regulations by Use of Electronic Radar and the Proper Use of Same by State Police and Amending Chapter 83, Title 11, Delaware Code by Adding a New Paragraph Thereto Pertaining to State Police Patrol Cars and the Marking of Same," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 286/HA 1** be temporarily deferred. The motion prevailed by voice vote.

Mr. Kirkby moved that **HB 171/HA 1** and **SA 1** having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House.

HB 171—"An Act to Re-Incorporate the Town of Houston."

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Fifer—1.

HB 171/HA 1 and **SA 1** having received the constitutional majority, passed the House.

Mr. Kirkby introduced **HB 360**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, "An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964," and Making a Supplemental Appropriation in the Amount of \$200.00 for the proposed Amendment.

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 360**. The motion prevailed by voice vote.

Mr. Kirkby moved that **HB 360** be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Fifer—1.

HB 360 having received the constitutional majority, passed the House.

Mr. Blendt moved that **HB 317**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, “An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964, and Making a Supplemental Appropriation in the Amount of \$10,000.00 for the Proposed Amendments,” be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 317** be temporarily deferred. The motion prevailed by voice vote.

At 3:34 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 6:05 P.M. the Speaker called the House to order.

At 6:06 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, June 26, 1963. The motion prevailed by voice vote.

63rd LEGISLATIVE DAY

The Speaker called the House to order at 2:08 P.M. on Wednesday, June 26, 1963.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 34 members present; 1 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

MEMBERS ABSENT—Mr. Fifer—1.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Reports were given:

HB 67—Education, 4 favorable.

HB 303—Revenue and Taxation, 3 favorable, 2 on merits.

HB 304—Revenue and Taxation, 3 favorable, 2 on merits.

Mr. Walls introduced **HR 90**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 90** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 90

IN REFERENCE TO THE ELECTION OF OFFICERS

WHEREAS the following named officers were previously elected to the offices set opposite their names but have resigned effective at the close of the Legislative Day, June 20, 1963:

Frank P. HudsonMessenger
P. Donald BrownSergeant-at-arms
Clarence M. CollinsSergeant-at-arms

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the above named officers be relieved of their respective elective duties as of the close of the Legislative Day, June 20, 1963.

BE IT FURTHER RESOLVED that the following named individuals are elected to serve in the office set opposite their names effective June 24, 1963 to serve during the pleasure of the House of Representatives.

Paul LoweMessenger
 Maurice AdamsSergeant-at-arms
 Edgar BrownSergeant-at-arms

Mr. Walls introduced **HR 91**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 91** be adopted by voice vote. The motion prevailed.

HR 91—“Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 122nd General Assembly.”

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees for the period commencing with the 53rd Legislative Day and including the 64th Legislative Day of the current session.

Maurice Adams	\$ 80.00
John J. Argo	300.00
Frederick Bell	240.00
Gerald Berkowitz	450.00
Beverly J. Blevins	330.00
P. Donald Brown	160.00
Edgar Brown	80.00
Frank Calio	300.00
N. Eugene Campbell	240.00
Harold Clendaniel	240.00
Clarence M. Collins	160.00
Helen M. Collins	240.00
Clara Conley	160.00
Lina R. Cropper	330.00
Martha Dixon	240.00
Margaret Donohue	80.00
Michelene Duff	330.00
Sam C. Elliott	240.00
Emogene Ellis	330.00
Roy Freeman	379.50
Dorothy Gagnon	160.00
J. Edward George	240.00

Cora Hilyard	240.00
Cooper Hurd	240.00
Cornelius Hurd	80.00
Bradford Holliday	240.00
Frank P. Hudson	160.00
Margaret Hurley	240.00
Percy D. Haughey	240.00
Claude Jordon	240.00
Mildred A. Keeler	240.00
J. Howard Link	240.00
Venie R. Lloyd	330.00
Barbara Lockerman	240.00
Barney J. Lofland	240.00
Paul Lowe	80.00
Jennings Moore	240.00
Helen Mullins	160.00
Wilma L. McDowell	300.00
Richard Norwood	240.00
Doris M. Nickerson	160.00
Louise H. Pennewill	330.00
Walter Pyle	330.00
James R. Quigley, Jr.	100.00
Andrew P. Reynolds	240.00
William Reynolds	240.00
Willard C. Robbins	240.00
Gustave Richardson	160.00
Ruth Ross	240.00
James Rowlinson, Sr.	240.00
Mary K. Sizer	240.00
Ralph Spitzer	240.00
Francis X. Splane	396.00
Nelson Stubbs	240.00
Olive Sutton	240.00
Catherine Swartwood	330.00
William Taylor	80.00
Bailey Thomas	300.00
Alex Tomkiewicz	330.00
Joseph F. Toner	200.00
Harrison F. Turner	900.00
Elizabeth Wainwright	300.00
Lillian Wallace	240.00
J. Edgar Walls	80.00
James A. Walsh	450.00
William J. Warwick	300.00
Norma Watts	80.00
Melba Webb	316.25
Ronald West	300.00

Dorothy Williams	240.00
Harry Wootten	240.00
Ralph E. Vines	240.00

Mr. Walls introduced **HR 92**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 92** be adopted by voice vote. The motion prevailed.

HR 92—“Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 122nd General Assembly.”

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the following amounts are 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 122nd General Assembly of the State of Delaware, up to and including the 64th Legislative Day, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives, during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

John H. Annett	\$ 62.40
Robert B. Atkins	120.00
T. Lees Bartleson	143.00
William T. Best	123.50
Carlton Blendt, Jr.	48.00
Glenn W. Busker	33.80
Andrew J. Casey	120.00
Carlton Clifton	72.00
Jacob A. Correll	100.80
Gooden M. Darling	28.80
Robert C. Davidson	74.40
Russell F. Dineen	130.00
Robert N. Downs, III	115.00
Norman A. Eskridge	91.00

George H. Exley	48.00
Harvey P. Fifer	12.00
Everette Hale	108.00
Thomas J. Hanlon	120.00
Wilbert E. Hocker	144.00
M. Martin Isaacs	115.20
Maurice N. Jarrell	4.80
Ralph S. Keenan	120.00
George Kirkby	57.60
Paul F. Livingston	120.00
Granville T. Lowe	120.00
James D. McGinnis	
W. Harrison Phillips	122.40
J. Reynolds Pratt	38.40
James R. Quigley	108.00
Paul E. Shockley	120.00
H. Dawson Shulties	24.00
Joseph B. Walls	115.20
Wallace P. Wootten	31.20
Norman N. Younger	55.20
Sherman W. Tribbitt	60.00

A messenger from the Senate informed the House that the Senate had passed **SB 190, 188** and **191, SCR 21** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 346, HS 1** to **HB 65** with **HA 1** and **2** and was returning the same to the House.

Mr. Best introduced **HA 1** to **HB 328**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 328** be placed with the bill. The motion prevailed.

Mr. McGinnis introduced **HB 361**—"An Act to Provide for the Free Inspection of the Records of the State, All State Boards or Commissions or All Political Subdivisions of the State by All Persons."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. McGinnis introduced **HB 362**—"An Act to Amend Chapter 7, Title 4, Delaware Code, Relating to Alcoholic Liquors."

It was given its first reading by title only and assigned to the Committee on Temperance.

Mr. McGinnis introduced **HB 363**—"An Act to Change the Fees Which a Justice of the Peace May Charge."

It was given its first reading by title only and assigned to the Committee on Judiciary.

Mr. McGinnis introduced **HB 364**—"An Act to Amend Chapter 29, Title 24, Delaware Code Relating to Qualifications of Real Estate Brokers and Salesmen."

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

SCR 21 was given its first reading by title only.

SCR 21—"Expressing the Sympathy of the 122nd General Assembly for the Illness of Roy D. Freeman."

WHEREAS, the members of the 122nd General Assembly of the State of Delaware have learned that Roy D. Freeman, Accountant for the Finance Committee, is ill, and

WHEREAS, the members of the 122nd General Assembly desire to express and extend their regret and sympathy to Roy D. Freeman,

NOW THEREFORE:

BE IT RESOLVED, by the Senate of the State of Delaware, the House of Representatives concurring therein, that the members do hereby express their sincere wishes for a complete and speedy recovery, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Roy D. Freeman.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 21**. The motion prevailed by voice vote.

Mr. Eskridge moved that **SCR 21**—"Expressing the Sympathy of the 122nd General Assembly for the Illness of Roy D. Freeman," be taken up for consideration in order to pass the House.

SCR 21 was adopted by voice vote.

Mr. Walls introduced **HR 93**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 93** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 93

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS, Helen Mullins was previously elected to the office of messenger but has resigned effective at the close of the Legislative Day, June 20, 1963

NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Helen Mullins is hereby relieved from the duties of messenger effective at the close of the Legislative Day, June 20, 1963.

BE IT FURTHER RESOLVED that J. Edgar Walls is hereby elected to serve as messenger effective June 24, 1963, to serve during the pleasure of the House of Representatives.

Mr. McGinnis introduced **HA 1** to **HS 2** to **HB 21**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HS 2** to **HB 21** be placed with the bill. The motion prevailed.

SB 190—"An Act Making a Supplementary Appropriation to the State Highway Department to be Used for the Acquisition of Land and Erection Thereon of An Inspection Lane and the Necessary Equipment and Furnishings, Therefor in New Castle County Outside the City of Wilmington, was given its first reading by title only and assigned to the Committee on Appropriations.

SB 188—"An Act Making a Supplementary Appropriation to the Absalom Jones School District 106 for Payment of Sums Due for the Construction Program Incurred Prior to December 1962 for the Fiscal Year Ending June 30, 1964."

It was given its first reading by title only and assigned to the Committee on Appropriations.

SB 191—"An Act to Amend Chapter 83, Title 11, Delaware Code, Relating to State Police Pensions by Liberalizing the Same," was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 191**. The motion prevailed by voice vote.

Mr. Quigley moved that **SB 191**—"An Act to Amend Chapter 83, Title 11, Delaware Code, Relating to State Police Pensions by Liberalizing the Same," be given its first and only third and final reading and taken up for consideration in order to pass the House.

Mr. Pratt introduced **HA 1** to **SB 191**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **SB 191** be adopted.

At 2:32 P.M. it was regularly moved and seconded that the House recess to the call of the chair. Without objection it was so ordered.

At 3:57 P.M. the Speaker called the House to order.

It was regularly moved and seconded that **HA 1** to **SB 191** be laid on the table. The motion was lost by voice vote.

The Roll Call for adoption of **HA 1** to **SB 191** revealed:

YEAS—Messrs. Bartleson, Best, Busker, Correll, Dineen, Eskridge, Exley, Livingston, Kirkby, Lowe, Pratt, Shockley—12.

NAYS—Messrs. Annett, Atkins, Casey, Clifton, Darling, Downs, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, McGinnis, Phillips, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—20.

ABSENT—Mr. Fifer—1.

NOT VOTING—Mr. Blendt—1.

PRESENT—Mr. Davidson—1.

HA 1 to **SB 191** not having received the required majority, declared lost.

The Roll Call on **SB 191** revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Casey, Clifton, Darling, Davidson, Downs, Hale, Hanlon, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—23.

NAYS—Messrs. Bartleson, Best, Busker, Correll, Dineen, Eskridge, Exley, Livingston, Pratt, Shockley—10.

ABSENT—Mr. Fifer—1.

NOT VOTING—Mr. Hocker—1.

SB 191 having received the constitutional majority, passed the House.

Mr. Phillips moved that **SB 59**—“An Act to Amend Chapter 51, Title 6, Delaware Code, Relating to Weights and Measures,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Blendt, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Isaacs, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—23.

NAYS—Messrs. Atkins, Best, Hocker, McGinnis, Quigley—5.

ABSENT—Messrs. Fifer, Shulties—2.

NOT VOTING—Mr. Livingston—1.

PRESENT—Messrs. Bartleson, Busker, Casey, Jarrell—4.

SB 59 having received the constitutional majority, passed the House.

Mr. Annett moved that **HB 328**—"An Act to Amend Chapter 39, Title 7, Delaware Code Relating to Soil Conservation Districts by Repealing Said Chapter and Substituting a New Chapter 39 in Lieu Thereof," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Best moved that **HA 1** to **HB 328** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

Mr. McGinnis moved that explanation of the bill be deferred. The motion was seconded.

The Roll Call revealed:

YEAS—Messrs. Atkins, Busker, Davidson, Dineen, Eskridge, Exley, Hanlon, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Walls—16.

NAYS—Messrs. Annett, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Downs, Hale, Hocker, Livingston, Jarrell, Keenan, Wootten, Mr. Speaker—16.

ABSENT—Messrs. Fifer, Shulties—2.

PRESENT—Mr. Younger—1.

Motion to defer explanation of **HB 328/HA 1** not having received the required majority, was declared lost.

It was regularly moved and seconded that action on **HB 328** with **HA 1** be temporarily deferred. The motion prevailed by voice vote.

Mr. Pratt moved that **SB 84**—"An Act to Amend Section 173, Title 6, Delaware Code, Relating to the Place of Presentment of a Negotiable Instrument," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Livingston, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Casey, Fifer, Hocker, Isaacs, Keenan, Quigley—6.

SB 84 having received the constitutional majority, passed the House.

Mr. Pratt moved that **SB 85**—"An Act to Amend Section 229, Title 6, Delaware Code, Relating to Inland and Foreign Bills of Exchange," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Davidson, Fifer—2.

SB 85 having received the constitutional majority, passed the House.

Mr. Isaacs moved that **HB 347**—An Act to Amend Chapter 166, Volume 43, Laws of Delaware, as Amended, Entitled, "An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown by Fixing the Time for Opening and Closing the Polls if There is no Contest for Any Office," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Davidson, Fifer, Wootten—3.

HB 347 having received the constitutional majority, passed the House.

Mr. Atkins moved that **HB 286/HA 1**—"An Act to Amend Section 702, Title 21, Delaware Code, by Adding a New Paragraph Thereto Pertaining to Enforcement of Speed Regulations by Use of Electronic Radar and the Proper Use of Same by State Police and Amending Chapter 83, Title 11, Delaware Code by Adding a New Paragraph Thereto Pertaining to State Police Patrol Cars and the Marking of Same," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Blendt, Busker, Casey, Darling, Exley, Hanlon, Hocker, Livingston, Jarrell, Keenan, Kirkby, Lowe, Pratt, Quigley, Shockley, Shulties, Walls, Younger, Mr. Speaker—20.

NAYS—Messrs. Annett, Bartleson, Best, Correll, Davidson, Downs, Eskridge, Hale, Phillips—9.

ABSENT—Messrs. Clifton, Fifer—2.

PRESENT—Messrs. Dineen, Isaacs, McGinnis, Wootten—4.

HB 286/HA 1 having received the constitutional majority, passed the House.

The following Committee Reports were given:

HB 353—Appropriations, 2 favorable, 3 on merits.

HB 291—Education, 4 favorable.

HB 336—Appropriations, 4 favorable, 1 on merits.

Mr. Dineen introduced **HA 2** to **HB 67**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 67** be placed with the bill. The motion prevailed.

Mr. Dineen introduced **HA 3** to **HB 67**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 3** to **HB 67** be placed with the bill. The motion prevailed.

Mr. Dineen introduced **HA 4** to **HB 67**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 4** to **HB 67** be placed with the bill. The motion prevailed.

Mr. Dineen introduced **HA 5** to **HB 67**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 5** to **HB 67** be placed with the bill. The motion prevailed.

Mr. Dineen introduced **HB 365**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, "An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964."

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 366**—An Act to Amend Chapter 31, Volume 54, Laws of Delaware, Entitled, “An Act Making Appropriations for the Expense of State Government for the Fiscal Year Ending June 30, 1964,” and Making a Supplemental Appropriation in the Amount of \$150,000 for the Proposed Amendments.

It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 367**—“An Act to Amend Title 31, Delaware Code, Entitled ‘Welfare’ by Repealing Chapter 9, Work Assignments for Recipients of Relief, and Substituting in Lieu Thereof a New Chapter 9.”

It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Quigley moved that **SB 6**—“An Act to Amend Title 19, Delaware Code, Relating to Unemployment Compensation, by Eliminating the Requirement for a Waiting Period,” be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. James Rosbrow, of the State Employment Security Commission, to explain the bill.

Without objection the privilege of the floor was granted to Mr. Ross Anderson, of the Delaware State Chamber of Commerce, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Atkins, Blendt, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Hanlon, Livingston, Isaacs, Keenan, Lowe, Phillips, Quigley, Shockley, Shulties, Walls, Younger, Mr. Speaker—21.

NAYS—Messrs. Annett, Best, Casey, Correll, Downs, Hale, Hocker, Jarrell, Kirkby, McGinnis, Pratt, Wootten—12.

ABSENT—Messrs. Bartleson, Fifer—2.

SB 6 having received the constitutional majority, passed the House.

Mr. Exley introduced **HB 368**—“An Act to Amend Chapter 345, Volume 52, Delaware Laws, Known as the School Building Program Act of 1960, to Authorize the Harrington Special School District to Expend Certain Funds Raised Pursuant to Said Act.”

It was given its first reading by title only and assigned to the Committee on Education.

Mr. Exley introduced **HR 94**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 94** be adopted by voice vote. The motion prevailed.

HR 94—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$404.60 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay The Sussex Countian, Georgetown, Delaware for the printing of calendars for the House of Representatives of the 122nd General Assembly.

A messenger from the Senate informed the House that the Senate had passed **SB 192, 196, 140, SCR 24** and requested the concurrence of the House.

Mr. Darling introduced **HB 369**—"An Act to Amend Chapter 1, Title 17, Delaware Code, Relating to Powers and Duties of the State Highway Department."

It was given its first reading by title only and assigned to the Committee on Public Buildings and Highways.

Mr. Shockley moved that **HB 18**—"An Act to Amend Title 31, Delaware Code, Entitled 'Welfare' in Relation to the Needs of the Caretaker Relative in Aid and Services to Needy Families with Children," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Houston Wilson, Esq., chairman of the State Board of Welfare, to explain the bill:

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hoeker, Livingston, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Fifer, McGinnis, Quigley—3.

PRESENT—Messrs. Busker, Casey—2.