

hereinafter provided; but neither House shall consider further or special appropriations, except in case of emergency, which fact shall be clearly stated in the appropriation bill therefor, until The Budget Appropriation Bill shall have been finally acted upon by both Houses. Provided, however; no items providing for appropriations for payment of interest or principal due on State debt shall be decreased or eliminated; the total budget appropriation items may not be increased in the aggregate to a point where they would exceed the State revenue from all sources as estimated in the budget."

The General Appropriation Bill may be compared with the general operating budget of a business organization. Supplemental Appropriation Bills as passed by previous General Assemblies ordinarily provide for such items as capital expenditures, unforeseeable emergencies, assistance to State-paid, but not State-owned, institutions, etc.

Until the General Appropriation Bill, the State's operating budget, has been passed the Executive Department cannot have any foundation upon which to intelligently build a sound over-all fiscal program or policy for the State. The Executive Department cannot know what supplementary appropriation bills can be approved and be within the income and surplus of the State until the General Operating Budget has been fixed. Common sense and good business judgment is soundly and wisely expressed in the provisions of Chapter 158, and should be adhered to as a guide by both the Legislative and Executive Departments of the State, even though the Attorney General calls the provisions thereof merely "resolutions of procedure."

The reasons for the present deadlock in the Legislature are difficult for me to understand. However, I am ready, as I have always been, to immediately confer with members of both political parties in the Senate and the House to find a basis for breaking this stalemate to the normal Legislative procedure. I have defined my position and I urgently ask your cooperation.

Cordially,
ELBERT N. CARVEL
Governor

ENC:jkm

On motion of Mr. Givan, **HB 246**—"An Act Making an Appropriation to the Delaware Commission of Shell Fisheries for the State's Share of the Initial Cost of the Improvement of a Channel across Rehoboth Bay to the Channel Leading from Millsboro through Indian River to the Inlet, and Authorizing and Empowering Said Commission to Act as the Agent of the State of Delaware," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun,

Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—None.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Hughes, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh—14.

ABSENT—Messrs. Cordrey, King, Marvel—3.

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

On motion of Mr. Jones, **HB 324**—"An Act to Amend Chapter 165, Revised Code, 1935, as Amended, Entitled, 'Motor Vehicles,' Relating to Drawn and Semi-Trailer Type of Earth Moving Scrapers or Haulers," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—None.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Hughes, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh—14.

ABSENT—Messrs. Cordrey, King, Marvel—3.

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

On motion of Dr. Benger, **SCR 20**—"Memorializing the Congress of the United States with Respect to a National Compulsory Sickness Insurance Program" was taken up for consideration and read, by paragraphs, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—None.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Hughes, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh—14.

ABSENT—Messrs. Cordrey, King, Marvel—3.

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

On motion of Mr. Jones, **HB 326**—"An Act to Require the Railroad Company Owning and Controlling the Bridge over the Railroad Tracks of the Baltimore and Ohio Railroad Company on What Is Known as Harvey Road, Leading from the Philadelphia Pike to the Intersection of Said Road with Naaman's

Road, at What Is Known as Point Breeze, in New Castle County, to Increase the Capacity of Said Bridge so that Weights of Vehicle and Loads up to Twenty Tons Can Safely Cross Said Bridge," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—None.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Hughes, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh—14.

ABSENT—Messrs. Cordrey, King, Marvel—3.

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

On motion of Mr. Jones, **HB 328**—"An Act to Require the Railroad Company Owning and Controlling the Bridge over the Baltimore and Ohio Railroad Tracks at Carpenter's Station, Where the Naaman's Road Crosses the Said Railroad Tracks, in New Castle County, to Widen and Increase the Capacity of Said Bridge and Provide a Walk-Way for Pedestrians," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—None.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Hughes, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh—14.

ABSENT—Messrs. Cordrey, King, Marvel—3.

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

On motion of Mr. Sinclair, **HB 352**—"An Act to Amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as Amended, Relating to Inheritance Tax," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—Mr. Marvel—1.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Hughes, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh—14.

ABSENT—Messrs. Cordrey, King—2.

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

On motion of Mr. Sinclair, **HB 353**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, in Reference to Non-Resident Peddlers and Auctioneers," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—Messrs. Marvel, O'Neal—2.

ABSENT—Messrs. Collison, Cordrey, King—3.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Cook, Hughes, Mabrey, McCullough, Paskey, Spear, Walsh—12.

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

On motion of Mr. Sinclair, **HB 358**—"An Act to Amend Chapter 6 of the Revised Code of the State of Delaware, 1935, as Amended, Relating to Inheritance Tax," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—Messrs. Marvel, O'Neal—2.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Cook, Hughes, Mabrey, McCullough, Paskey, Spear, Walsh—12.

ABSENT—Messrs. Collison, Cordrey, King—3.

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

On motion of Mr. Sinclair, **HB 359**—"An Act to Amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as Amended, Relating to Delaware Estate Tax," was taken up for consideration and read a third time, by title only, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NOT VOTING—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Hughes, Mabrey, McCullough, Paskey, Spear, Walsh—13.

ABSENT—Messrs. Cordrey, King, Marvel, O'Neal—4.

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

On motion of Mr. Holliday **HB 148** was given its third and final reading.

On motion of Mr. Walsh, a co-sponsor of the bill, action was deferred on **HB 148**.

Mr. Collison moved that: "Rules be suspended and that **HB 15** with **HA 2** as amended by **SA 1** be given its third and final reading and be placed on passage by the House."

The Speaker directed a standing vote which revealed only 15 yeas.

The Speaker declared that the motion not having received a constitutional majority was lost.

Requests that the following be recommitted were granted to members as follows: **HB 403**, by Bryan; **HB 404**, by Kelton.

Mr. Warren moved that the House adjourn until Mon., Apr. 18, 10:00 A. M.

58TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Apr. 18, 10:00 A. M.

Members present—Messrs. Evans, Warren—2.

A quorum not being present, the House adjourned until Tues., Apr. 19, 11:00 A. M.

59TH LEGISLATIVE DAY

House met pursuant to adjournment, Tues., Apr. 19, 12:30 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

Members absent—Mr. Cordrey—1.

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

Communications: 1 for **HB 275**, 1 for **HB 215**, 1 for **HB 187**, 1 for **HB 296**, 2 for **HB 15**, 1 for **HB 219**, 1 for **SB 309**; 1 against **SB 306**. 1 against **HB 15**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 309**, by Miscellaneous; **HB 364**, by Labor; **HB 523**, **SB 183**, **276**, by Municipal Corporations; **HB 527**, by Public Health; **HB 508**, by Revised Statutes; **HS** for **HB 495**, **HB 496**, **497**, **499**, by Judiciary and Crime; **HB 524**, **551**, by Public Highways.

The Secretary of the Senate informed the House that the Senate had concurred in **HCR 14**.

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 417**, by McCullough, to Appropriations; **HS** for **HB 407**, by Calhoun, to Temperance; **HS** for **HB 510**, by Calhoun, to Miscellaneous; **HS** for **HB 578**, by Donovan, to Revised Statutes.

The Speaker announced he was about to sign: **HCR 14**.

Mr. Warren moved that the House recess until 3:00 P. M. House met at expiration of recess at 4:05 P. M.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following: **SB 120**, **145**, **160**, **188**, **189**, and presented the same to the House.

The Chair announced that he had been informed that the Governor had signed **HCR 14**.

Mr. Sinclair introduced **HB 611**—"An Act to Amend Chapter 158, Revised Code of Delaware, as Amended, by Repealing the Provision of Law Requiring Exclusive Consideration of the Budget Bill, When," which was given first and second readings by title only and referred to the committee on Revised Statutes.

Mr. Sinclair moved that the Rules be suspended in order that action might be taken on **HB 611**. Motion prevailed.

Mr. Longbotham on behalf of the Committee on Revised Statutes to whom had been referred **HB 611**, reported the same back to the House favorably.

/S/ Messrs. Longbotham, Bengier, Bryan, and Walsh.

On motion of Mr. Sinclair, **HB 611**—"An Act to Amend Chapter 158, Revised Code of Delaware, as Amended, by Repealing the Provision of Law Requiring Exclusive Consideration of the Budget Bill, When," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Cordrey—1.

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

On motion of Mr. Warren, **HCR 10**—"Inviting the Boys' State to Be the Guests of the One Hundred and Fifteenth General Assembly," on which action had been deferred, was taken up for consideration, and on further motion of Mr. Warren, was adopted and ordered to the Senate for Concurrence.

The Chair appointed Mr. Cool and Mr. Cook to the Boys' State Committee.

Mr. Collison introduced the following resolution which, on his further motion, was adopted:

HR 37—"Relative to the Illness of Honorable Alton B. Cordrey, Member of the House of Representatives."

WHEREAS, the House of Representatives has been informed of the illness of Honorable Alton B. Cordrey, a Member of the House at the 115th Session of the General Assembly of the State of Delaware; and

WHEREAS, the Members of the House sincerely regret the illness of Representative Cordrey and hope for his speedy recovery and return to his duties as a Member of the House; NOW, THEREFORE,

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

That, the sympathy and good will of all the members of the House of Representatives are hereby extended to Honorable Alton B. Cordrey, a Member of the House during the 115th Session of the General Assembly, and hope is hereby expressed for Mr. Cordrey's speedy recovery and for his return to his duties as a Member of this Body; and

BE IT FURTHER RESOLVED that a Copy of this Resolution be sent to Honorable Alton B. Cordrey to his home at Millsboro, Delaware, and that this action of the House be noted in the Journal of the proceedings of the present Session.

Mr. McCullough introduced the following resolution which, on his further motion, was adopted, and ordered to the Senate for Concurrence.

HCR 15—"Permitting the Introduction of a New Bill Entitled 'An Act Appropriating Certain Moneys for the Purpose of Commemorating the Three Hundredth Anniversary of the Settlement by the Dutch of New Castle.'"

Requests that the following be stricken from the calendar were granted to members as follows: **HB 338**, by Longbotham; **HB 73**, by Collison; **HB 601**, by Givan; **HB 586**, by Warren.

Requests that the following be recommitted were granted to members as follows: **HB 347**, by Warren; **HB 436**, by Bryan.

Mr. Warren moved that the House adjourn until Wed., Apr. 20, 11:00 A. M.

60TH LEGISLATIVE DAY

House met pursuant to adjournment, Wed., Apr. 20, 12:05 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

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

Communications: 1 for **HB 301**, 1 for **HB 302**, 2 for **HB 177**. 2 against **HB 164**, 2 against **HB 240**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 37**, **280**, **285**, **355**, **362**, **394**, by Fish, Oysters and Game; **HB 255**, by Revised Statutes; **HB 466**, **489**, **509**, by Agriculture; **SB 119**, **121**, **HB 440**, by Municipal Corporations; **HB 212**, by Military Affairs; **HS** for **HB 403**, **SB 225** with **SA 1**, **SB 91**, **SS** for **SB 250**, **SS** for **SB 248**, by Judiciary and Crime; **HB 238** (on its merits), **HB 432** (on its merits); **HB 383**, **392**, **398**, **455**, **525**, **526**, **528**, by Appropriations; **HS** for **HB 480**, by Education.

Mr. Warren moved that the House recess until 2:00 P. M. House met at expiration of recess at 2:30 P. M.

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 436**, by Bryan, to Miscellaneous; **HS** for **HB 587**, by Warren, to Federal Relations.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 38—"Authorizing Payment on Account to Attaches and Employees."

BE IT RESOLVED that the Treasurer of the State of Delaware be and he is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon order of the Speaker of the House of Representatives, up to the sum of Six Hundred (\$600.00) Dollars to each attache of the House of Representatives who has served continuously for sixty legislative days; and to likewise pay to each other attache of the House who has served thirty legislative days continuously since the Thirtieth legislative day the sum of Three Hundred (\$300.00) Dollars; and to likewise pay to each other attache who has served for twenty legislative days continuously from the Fortieth legislative day the sum of Two Hundred (\$200.00) Dollars; and to likewise pay to each attache of the

House who has served fifteen legislative days continuously since the Forty-fifth legislative day the sum of One Hundred Fifty (\$150.00) Dollars; all such payments being part payment and compensation due such respective attache, of the House of Representatives, and such payment or payments constituting necessary expenses of the Session.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 39—"Authorizing the Payment of Certain Expenses for Telephone Service."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the hereinafter named amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, on account of expenses connected with the present Session and necessary to the work of the Session, as follows:

The Diamond State Telephone Co., for local service and calls on telephone numbered 4581 and covering the period from the beginning of the 115th Session to and including the 10th day of April, A. D. 1949\$468.24

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 611**.

On motion of Mr. Warren **HB 42**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, Relating to Free Public Schools, by Providing for Referenda to Authorize the Levy and Collection of Additional Taxes for School Purposes on the Basis of Either a Specified Amount of Taxation or a Specified Rate of Taxation and to Continue the Tax on the Same Basis," was taken up for consideration and read a third time in order to pass the House.

On motion of Mr. Warren, the Rules were suspended on the full reading.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Mabrey, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—32.

NAYS—Messrs. Marvel, O'Neal—2.

ABSENT—Mr. Longbotham—1.

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

On motion of Mr. Holliday, **HB 148**—"An Act to Amend Article 1, Chapter 43 of the Revised Code of the State of Delaware, 1935, as Amended by Chapter 113, Volume 45, Laws of Delaware, 1945, Relating to the Levy Court of New Castle

County and Providing for the Creation of Sanitary Districts for the Purpose of Providing for the Installation and Maintenance of Sewerage Systems and Treatment Plants in Whole or in Part, for the Issuing of Bonds to Finance the Cost of Such Improvements and Providing for the Assessment of Costs and Levying of Taxes for the Payment of Such Bonds and the Interest Thereon and for the Operation and Maintenance Costs of Such Sewerage Systems and Sewage Treatment Plants and Validating Acts and Proceedings Heretofore Done and Taken to Establish Sanitary Districts Pursuant to Such Act," was taken up for consideration and read a third time in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Allen—1.

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

On motion of Mr. Cool, **HB 171**—"An Act to Amend Chapter 189, Volume 43, Laws of Delaware, Entitled 'An Act Changing the Corporate Name of "The Commissioners of Wyoming" to "The Town of Wyoming," and Establishing a Charter Therefor,' by Providing for an Increase in the Limit of the Amount to Be Raised by Taxation," was taken up for consideration and read a third time in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Warren, **HB 180**—"An Act to Amend Chapter 79 of the Revised Code of Delaware, 1935. Relating to Mortgages on Chattels and Crops; Providing for Mortgages on Chattels of Any Kind Including Livestock, Poultry, Farm Machinery, Farm Equipment and Crops Grown or to Be Grown; Providing for the Filing, Docketing and Indexing Thereof in Recorder's Office and the Effect Thereof; Prescribing Fees, Regulating Assignment, Release, Satisfaction and Extension of the

Liens of Such Mortgages; Prescribing Methods of Foreclosure, Defining Defaults and Violations and Fixing Penalties, and Repealing Articles 2, 10 and 11 of the Said Chapters," was taken up for consideration and read a third time in order to pass the House.

Mr. Warren introduced **HA 1**, which was read and on his further motion adopted.

On the motion of Mr. Warren, the Rules were suspended on the full reading.

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

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

NAYS—None.

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

On motion of Mr. Warren, **HB 185**—"An Act to Amend Chapter 150 of the Revised Code of Delaware, 1935, Relating to 'Peeping Toms'" was taken up for consideration and read a third time in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Blendt, Bruno, Bryan, Camper, Carey, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, O'Neal, Paskey, Spear, Walsh, Warren—26.

NAYS—Messrs. Benger, Calhoun, Cochran, Givan, Marvel, McCullough, Sinclair, Winchester, Mr. Speaker—9.

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

On motion of Mr. Warren, **HB 187**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Relating to the Registration of Motor Vehicles," was taken up for consideration and read a third time in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Winchester, **HB 262**—"An Act to Amend Chapter 237, Volume 46, Laws of Delaware, Entitled 'An Act Providing for the Payment of Pension Benefits to Certain Employees of the Mayor and Council of Wilmington, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Application for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Liability for State and Local Income Taxes and Non-Assignable, and Also Providing for the Reduction of Benefits under Certain Conditions,' by Reducing the Period of Service for Voluntary Retirement from Thirty-Five Years to Thirty Years," was taken up for consideration and read a third time in order to pass the House.

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

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

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

On motion of Mr. Sinclair, **HB 297**—"An Act to Amend Chapter 65 of the Revised Code of the State of Delaware of 1935 Relating to Corporations," was taken up for consideration and read a third time in order to pass the House.

Mr. Sinclair moved that the Rules be suspended on the full reading. Motion prevailed.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Walsh—2.

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

On motion of Mr. McCullough, **HB 301**—"An Act to Amend Chapter 121, Volume 35, Laws of Delaware, Entitled 'An Act Authorizing the Council of "The Mayor and Council of New

Castle" under Certain Conditions to Construct a System of Sewers and Disposal Works in and for the City of New Castle, Delaware' by Providing for the Payment of Salaries to the Members and Secretary of the Sewer Commission, by Clarifying the Method of Selling Properties That Are Delinquent in Paying Sewer Assessments and Service Charges and by Making Unpaid Service Charges Liens against Real Estate," was taken up for consideration and read a third time in order to pass the House.

Mr. Bruno moved that the Rules be suspended on the full reading. Motion prevailed.

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

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

NAYS—None.

ABSENT—Mr. Allen—1.

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

On motion of Mr. Collison, **HB 366**—"An Act Authorizing the Levy Court of Sussex County to Appropriate County Monies to Bridgeville Fire Company for the Maintenance of an Ambulance," was taken up for consideration and read a third time in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Allen—1.

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

On motion of Mr. Bruno, **HB 368**—"An Act to Amend Chapter 175 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Delaware Workmen's Compensation Law,' by Increasing the Payments of Compensation Thereunder," was taken up for consideration and read a third time in order to pass the House.

Mr. Bruno moved that the Rules be suspended on the full reading. Motion prevailed.

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

YEAS—Messrs. Allen, Armstrong, Bengert, Blendt, Bruno,

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

NAYS—None.

ABSENT—Mr. Marvel—1.

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

On motion of Mr. Givan, **HB 372**—"An Act to Amend Chapter 170, Volume 43, Laws of Delaware, Being 'An Act to Reincorporate the Town of Lewes,' by Increasing the Amount of Money Which May Be Raised Annually by the Mayor and Council of the Town of Lewes by Means of Taxation," was taken up for consideration and read a third time in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Marvel—1.

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

On motion of Mr. Cool, **HB 375**—"An Act Extending the Corporate Limits of the Town of Camden," was taken up for consideration and read a third time in order to pass the House.

Mr. Cool moved that the Rules be suspended on the full reading. Motion prevailed.

Mr. Cool introduced **HA 1**, which on further motion was adopted.

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

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

NAYS—None.

ABSENT—Mr. Marvel—1.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On motion of Mr. Spear, **HB 377**—"An Act Authorizing and Directing the Levy Court of Sussex County to Appropriate Money to the Delmar Fire Department, Inc., for the Maintenance of an Ambulance," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Speaker Lawson—1.

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

On motion of Dr. Benger, **HB 389**—"An Act Authorizing, Empowering and Directing the Levy Court of New Castle County to Refund Certain Overpayments of Taxes in Connection with a Special Assessment against Certain Lands for the Construction of Certain Roads in Colonial Park and Lancaster Village in Christiana Hundred, New Castle County, Delaware," was taken up for consideration and read a third time in order to pass the House.

Mr. Collison moved that the Rules be suspended on the full reading. Motion prevailed.

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

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

NAYS—None.

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

On motion of Mr. Camper, **HB 405**—"An Act to Amend an Act Entitled 'An Act Changing the Name of "The Town of Harrington" to "The City of Harrington" and Establishing a Charter Therefor' Relating to the Method of Fixing the Fee of the Assessor; Relating to the Amount to Be Raised by Taxation; Relating to the Amount of the Floating Debt; and Relating to the Qualification of the Acting Alderman," was taken up for consideration and read a third time in order to pass the House.

Mr. Collison moved that the Rules be suspended on the full reading. Motion prevailed.

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

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

NAYS—None.

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

On motion of Mr. Bruno, **HS** for **HB 495**—"An Act to Further Amend Chapter 150 of the Revised Code of Delaware, 1935, as Amended, Relating to Offenses against Private Property by Changing the Penalty with Respect to the Crime of Burglary," was taken up for consideration and read a third time in order to pass the House.

On motion of Mr. Bruno the Substitute was adopted in lieu of the Original.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Givan, Holliday, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Bryan, Camper, Cool, Hughes, Jones—5.

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

On motion of Mr. Bruno, **HB 496**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended by Chapter 187, Volume 46, Laws of Delaware, 1947, by Striking Out and Repealing Paragraph (8) of 5605 Section 67 Thereof, Relating to Negligent Homicide," was taken up for consideration and read a third time in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Camper, Cool—2.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On motion of Mr. Bruno, **HB 497**—"An Act to Amend Chapter 149 of the Revised Code of Delaware, 1935, as Amended, by Repealing 5180a. Sec. 25. Thereof as Enacted by Chapter 186, Volume 46, Laws of Delaware, 1947, Relating to the Crime of Negligent Homicide by Motor Vehicle," was taken up for consideration and read a third time in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Bryan, Camper, Cool—3.

NOT VOTING—Mr. McCullough—1.

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

On motion of Mr. Bruno, **HB 499**—"An Act to Amend Chapter 116 of the Revised Code of Delaware, 1935, as Amended, Relating to Juvenile Delinquents and Probation by Providing that in Cases Where Corporal Punishment Is Mandatory the Court Shall Have the Authority under Certain Circumstances to Omit Corporal Punishment or Reduce the Amount to Be Inflicted," was taken up for consideration and read a third time in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Bruno, Bryan, Calhoun, Collison, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, Lee, Longbotham, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—27.

NAYS—Messrs. Blendt, Camper, Carey, Cochran, Cook, Cordrey, King, Mabrey—8.

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

On motion of Mr. Evans, **SS for SB 31**—"An Act to Amend Chapter 20 of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Insurance Department,' with Reference to Reinsurance of Certain Risks in Countries Other Than the United States, Its Territories, Possessions, or the District of Columbia," was taken up for consideration and read a third time, by paragraphs, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Cordrey—1.

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

On motion of Mr. Lee, **HB 401** was taken up for consideration and read a third time. On further motion of Mr. Lee, action was deferred.

On motion of Mr. Collison the Rules were suspended in that bills on today's agenda would be read for the third time by title and enacting clause only.

On motion of Mr. Spear, **HS** for **HB 83**—"An Act to Amend Chapter 182, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act to Re-Incorporate the Town of Delmar,' by Providing Limitations of Sewer Rentals," was taken up for consideration and read a third time by title and enacting clause only, in order to pass the House.

Mr. Spear introduced **HA 1**, which on his further motion was adopted.

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

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

NAYS—None.

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

On motion of Mr. Longbotham, **HB 410**—"An Act Authorizing the Erection, Construction, Installation, Keeping in Good Order and Repair, a Traffic Control Light at the Intersection of duPont Highway No. 113 Where It Crosses the Public Road Leading from Milford to Harrington and Known as Route No. 14," was taken up for consideration and read a third time by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Blendt, Bruno, Bryan,

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

NAYS—Dr. Benger—1.

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

On motion of Mr. McCullough, **HB 416**—"An Act to Transfer Certain Funds to the Maintenance and/or Operation Accounts of Rose Hill-Minquadale School District Number 47 in New Castle County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Cool, **HB 427**—"An Act to Amend Chapter 159, Volume 43, Laws of Delaware, 1941, Relating to the Town of Camden and the Power of the Town Council to Enter into Certain Agreements," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Givan, **HB 431**—"An Act to Amend Chapter 151 of Volume 44, Laws of Delaware, 1943, as Amended, by Fixing a Minimum Size for Oysters Caught from the Waters of Broadkilk River, Sussex County and State of Delaware, by Providing Taxes to Be Levied upon All Oysters Caught from the

Waters of Said River, by Providing that a Portion of the Tax Monies Derived from Oysters Shall Be Held in Trust to Be Used for Re-Stocking Said River, by Providing that All Persons Catching Either Oysters or Clams Shall Require Licenses, and by Making It Unlawful to Lease Oyster Grounds Anywhere Except in Certain Named Waters," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Bryan, **HB 437**—"An Act to Amend Chapter 98 of the Revised Code of Delaware, 1935, as Amended, in Relation to the Settlement of Personal Estates, Register of Wills, with Reference to the Granting of Letters of Administration," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Jones, **HB 449**—"An Act Authorizing the Erection, Construction, Installation, Keeping in Good Order and Repair, a Traffic Control Light at the Intersection of Darley Road and the Philadelphia Pike, Highway No. 13, in Brandywine Hundred, New Castle County, Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King,

Lee, Longbotham, Mabrey Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—Dr. Benger—1.

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

On motion of Mr. Jones, **HB 450**—"An Act to Amend Chapter 121 of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Justice' Jurisdiction in Civil Cases for Debt,' with Reference to Fees of Justices of the Peace, Constables, Sheriffs, Witnesses and Parties," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—Mr. Allen—1.

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

On motion of Mr. Bruno, **HB 453**—"An Act to Regulate Lobbying in the Legislative Halls at Dover," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Holliday, Lee, Mr. Speaker—4.

NAYS—Messrs. Allen, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Hughes, Jones, Kelton, King, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—31.

(Mr. Bruno had changed his vote from yea to nay.)

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

On motion of Mr. Sinclair, **HB 476**—"An Act to Amend Chapter 109 of the Revised Code of Delaware, 1935, Relating to Judicial Reports," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones,

Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

NAYS—None.

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

On motion of Dr. Benger, **HB 487**—"An Act to Amend Chapter 195, Volume 24, Laws of Delaware, Entitled 'An Act to Reincorporate the Town of Newport,' by Reducing the Amount of the Tax Collector's Bond," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—Mr. Longbotham—1.

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

On motion of Dr. Benger, **HB 488**—"An Act to Amend Chapter 195, Volume 24, Laws of Delaware, Entitled 'An Act to Reincorporate the Town of Newport,' by Reducing the Amount of the Treasurer's Bond," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

Requests that the following be stricken from the calendar were granted to members as follows: **HB 347**, by Warren; **HB 327**, by Jones; **HB 494**, by Walsh; **HB 38**, by Kelton.

Requests that the following be recommitted were granted to members as follows: **HB 62**, by Camper.

The Speaker announced he was about to sign: **HB 611**, **SCR 20**.

The Employees' Oath* was administered by the Speaker to Rev. Howell O. Wilkins as Chaplain, who had been serving since the 43rd Legislative Day.

Mr. Warren moved that the House adjourn until Thurs., April 21, 11:00 A. M.

61ST LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Apr. 21, 12:20 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

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

Communications: 2 against **SB 1**, 1 against **HB 260**, 1 against **HB 470**, 1 against **HB 471**, 1 against **HB 285**; 1 for **HB 40**.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 141**, by Municipal Corporations; **HS** for **HB 534**, by Education; **HB 302** (on its merits), **HB 287**, **SB 210**, by Miscellaneous; **HB 412**, by Claims; **HB 415**, by Fish, Oysters and Game; **HB 418**, by Judiciary and Crime; **HB 268**, by Military Affairs; **HB 254**, by Public Health; **SB 216, 207**; **HS** for **HB 433**, by Revised Statutes.

The Committee on Passed Bills reported as signed by the Governor: **HCR 14** (Apr. 19); **HB 611** (Apr. 20).

Mr. Warren requested that **HB 15** with **HA 2** and **SA 1** be assigned to a committee, upon which request, there being no objection, the assignment was made to the Committee on Revised Statutes.

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 521**, by Bruno; to Revised Statutes.

Messrs. Warren, Longbotham, and Walsh introduced **HS** for **HB 54** entitled: "An Act to Provide for Payments to Persons Who Served in the Armed Forces of the United States between September 16, 1940, and June 30, 1946, and to Beneficiaries of Such Persons; to Create a State Administrative Board; to Prescribe the Powers and Duties of the State Administrative Board and State Officers with Respect Thereto; to Provide for Acceptance of Financial and Other Assistance from the Federal Gov-

*For form of oath, see 1st Legislative Day.

ernment; to Provide for Certain Administrative Expenses; to Make Certain Appropriations; Providing for the Issuance of Bonds to Raise the Amounts of Said Appropriations; to Amend Chapter 163 of the Revised Code of Delaware, 1935, as Amended, to Provide Sources of Revenue with Which to Meet the Interest and Maturities of the Bonds Authorized Herein; and to Prescribe Penalties for Violations of the Provisions of This Act," which was given first and second reading by title only and referred to the committee on Appropriations.

The Speaker commented that the title was different from the original which he stated, he believed, to be perfectly legal.

Mr. Kelton introduced **HA 1** to **HB 404** which was referred to the Committee on Revenue and Taxation.

Mr. Warren moved that the House recess until 3:00 P. M. House met at expiration of recess at 3:30 P. M.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 125, HCR 10 and 13.**

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following: **SB 181, 186, 270, 277, 278, 291, 295, 297, 298, 304, 316.**

On motion of Mr. Collison the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Lee, **HB 37**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled Fish, Oysters and Game, with Respect to Short Term Hunting and Fishing Licenses Issued to Non-Residents," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—Mr. Spear—1.

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

On motion of Mr. Bryan, **HB 84**—"An Act to Amend Chapter 241, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act Creating a Family Court for New Castle County,' by Changing the Composition of the Court; by Providing for an Associate Judge Instead of a Deputy Judge; by Granting to Said Court Exclusive Original Jurisdiction, Instead of Concurrent

Jurisdiction, over Paragraph 5168. Sec. 12 of Chapter 149 of the Revised Code of Delaware, 1935, Relating to the Offense of Toying with a Female Child: by Granting Exclusive Original Jurisdiction over Paragraph 5258. Sec. 9 of Chapter 153 of the Revised Code of Delaware, 1935, Relating to Adultery: by Increasing the Salary of the Judge: by Providing for the Appointment, Duties and Salary of the Associate Judge: by Increasing the Limits of the Total Budget of the Court: by Providing for Appeals of Both the Complaining Witness and the Defendant in Non-Support and Bastardy Cases," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—Mr. Warren—1.

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

On motion of Mr. Givan, **HB 135**—"An Act to Amend Chapter 170, Volume 43, Laws of Delaware, 1941, Entitled 'An Act to Re-incorporate the Town of Lewes' with Reference to the Annual Election and to the Qualifications of Electors," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Givan introduced **HA 1** which, on his further motion, was adopted.

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

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

NAYS—None.

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

On motion of Mr. McCullough, **HB 144**—"An Act Providing for the Election of Board of School Trustees of Rose Hill-Minquadale School District," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Carey, **HB 177**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935. by Providing for the Identification of School Busses and for a Device to Indicate When a School Bus Is Stopped for the Purpose of Receiving or Discharging School Children, Providing for the Duty of the Driver of a Vehicle Meeting or Overtaking a School Bus, and Providing for the Erection of Signs by the State Highway Department," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Carey introduced **HA 1** which was read. Mr. Carey moved **HA 1** be adopted. The motion was lost.

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

YEAS—Messrs. Allen, Benger, Blendt, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Evans, Givan, Holliday, Hughes, Jones, King, Lee, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—Messrs. Armstrong, Bruno, Donovan, Kelton, Longbotham—5.

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

On motion of Mr. Warren, **HB 280**—"An Act to Amend Chapter 74, Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Prohibiting the Possession of a Loaded Shot Gun or Loaded Rifle in Certain Vehicles and Conveyances," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Sinclair, **HB 355**—"An Act to Amend an Act Entitled 'An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Relating to Fish, Oysters and Game, by Changing the License Fees for Boats Carrying Fishing Parties for Hire, and Establishing a Boat Inspector to Inspect Said Boats,' Being Chapter 197, Volume 43, Laws of Delaware, 1941, Relating to License Fees for Boats Carrying Fishing Parties for Hire and Establishing Office of Boat Inspector," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Kelton, **HB 362**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game, by Providing for the Season within Which Squirrels May Be Caught or Killed in New Castle County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Calhoun, **HS** for **HB 365**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Entitled 'Motor Vehicles,' with Respect to the Distance between the Motor Trucks While Being Operated Upon a Highway," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Calhoun the substitute was adopted in lieu of the original.

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

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

NAYS—None.

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

On motion of Mr. Marvel, **HB 395**—"An Act to Amend Chapter 76 of the Revised Code of Delaware, 1935, as Amended, Relating to Insane, Providing for the Transfer of All Epileptic and Bedridden Cases from the Home for Feeble-minded Persons in Stockley, under the Jurisdiction of the Delaware Commission for the Feeble-minded, to the Delaware State Health and Welfare Center," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Bryan, **HB 452**—"An Act to Amend Chapter 65, Revised Code of Delaware, 1935, as Amended, Entitled 'Corporations to Exclude from the Prohibitions' and Limitations of Section 36 Thereof, the Operation of Employee Stock Purchase Plans," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Marvel—2.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On motion of Mr. Cook, **HB 466**—An Act to Amend Chapter 21 of the Revised Code of Delaware, 1935, as Amended, Entitled 'State Board of Agriculture,' in Reference to Bang's Disease and the Movement of Cattle Not Vaccinated," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Calhoun, Marvel—2.

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

On motion of Mr. Donovan, **HB 475**—"An Act to Amend Chapter 21 of the Revised Code of Delaware, 1935. Relating to the 'State Board of Agriculture' by Prohibiting Poultry Vaccinators and Poultry Vaccination Personnel from Entering Poultry Premises without Complying with Certain Sanitary Precautions, and Empowering the 'State Board of Agriculture' to Establish Rules and Regulations Governing the Same," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Camper, Carey, Cochran, Collison, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Calhoun, Cook, Marvel, Sinclair—4.

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

On motion of Mr. Cool, **HS for HB 480**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, as Amended, Relating to 'Free Public Schools,' by Providing the Procedure for the Termination of Contracts of Professional School Employees," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Cool the substitute was adopted in lieu of the original.

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

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

NAYS—Mr. King, Mr. Speaker—2.

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

On motion of Mr. Allen, **HB 489**—"An Act to Amend Chapter 21 of the Revised Code of Delaware, 1935, as Amended, Entitled 'State Board of Agriculture,' with Reference to the Breeding of Better Poultry and the Functions of the State Board of Agriculture in Connection Therewith," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Givan, Holliday, Hughes, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Mr. Speaker—26.

NAYS—Messrs. Armstrong, Benger, Bruno, Calhoun, Evans, Jones, Warren, Winchester—8.

ABSENT—Mr. Bryan—1.

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

On motion of Mr. Bruno, **HB 498**—"An Act to Amend Chapter 78 of the Revised Code of Delaware, 1935, as Amended, by Making the Day of the Week Known as Saturday a Holiday for All Elected and Appointed Officials of the Levy Court of New Castle County, Its Agencies and the Employees of Said Officials and Agencies and for the Elected and Appointed Officials of the Mayor and Council of Wilmington and Its Clerks and Employees (Except the Members of the Department of Public Safety and Firemen)," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cordrey, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh, Winchester, Mr. Speaker—31.

NAYS—Mr. Sinclair—1.

ABSENT—Messrs. Cool, Donovan, Warren—3.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On motion of Mr. Cook, **HB 523**—"An Act to Amend Chapter 153, Volume 36, Laws of Delaware, as Amended, Entitled 'An Act to Reincorporate the Town of Cheswold,' by Changing the Day for Holding the Annual Election and Defining Qualified Voters Thereat," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Donovan, Givan—2.

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

Requests that the following be stricken from the calendar were granted to members as follows: **HB 40**, by Kelton; **HB 8**, **HB 111**, by Armstrong; **HB 400**, by Holliday; **HB 5**, by Bryan, **HB 303**, by Marvel, **HB 106**, **330**, by Cordrey; **HB 57**, by Longbotham.

Requests that the following be recommitted were granted to members as follows: **HB 186**, by Warren; **HB 447**, by Blendt.

The Speaker announced he was about to sign: **SS** for **SB 31**, **HCR 13**, **HB 125**.

Mr. Warren moved that the House adjourn until Fri., Apr. 22, 11:00 A. M.

62ND LEGISLATIVE DAY

House met pursuant to adjournment, Fri., Apr. 22, 12:15 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

Members absent—Mr. Camper—1.

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

Communications: 1 for **HB 460**, 1 for **HB 298**, 2 for **SB 355**. 2 against **SB 54**, 2 against **SB 233**, 1 against **SB 160**, 1 against **SB 161**, 1 against **HB 240**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 474**, **HS** for **HB 336**, by Revised Statutes; **HB 467**, **HB 514**, **HS** for **HB 436**, **SB 123**, **132**, by Miscellaneous.

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

SCR 25—"Amending House Concurrent Resolution No. 12 Fixing the Time after Which No New Bills or Joint Resolutions Shall Be Received by the Senate or by the House of Representatives of the 115th General Assembly, Except General Appropriation Bills, by Providing for the Introduction of a New Senate Bill to Be Numbered No. 422, Entitled, 'An Act Empowering the State Highway Department to Designate Certain Highways as Express Highways; Defining an 'Express Highway'; Authorizing the Acquisition of Property Rights in Connection Therewith; and Regulating the Same.'"

SCR 26—"Providing for a Joint Session to Hear the Message of the Governor, Relative to 'Boys' State.'"

Mr. Warren moved that the House recess in order to go into Joint Session.

JOINT SESSION

Mr. Burkholder moved that the Senate and House resolve itself into Joint Session in accordance with **SCR 26**. Motion prevailed.

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

The President invited the Speaker of the House to come to the rostrum. The President invited the President Pro Tem to come to the rostrum.

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

Mr. Burkholder moved that the President of the Senate appoint a Joint Committee to escort the Governor and the Governor of Boys' State to the Senate Chamber. Motion prevailed.

The Chair appointed Mr. Burkholder, Mr. Dickerson, Mr. Frazier, Mr. Holden, Mr. Warren, Mr. Walsh, Mr. Glackin and Mr. Maybee.

The Sergeant-at-Arms announced His Excellency, the Governor, and Boys' State Governor, Lester H. Thompson. The Governor and the Governor of Boys' State were escorted to the Rostrum.

Remarks by Lt. Governor Bayard.

The Governor addressed the Joint Session.

The Governor of Boys' State addressed the Joint Session.

Mr. Burkholder requested the privilege of the floor for Commander Burris. Commander Burris made a few remarks.

Mr. Burkholder moved that the Secretaries of the Joint Session compare their Journals. Motion prevailed. The Secretary of the Senate announced that the Secretaries had compared their Journals and found them to agree.

Mr. Burkholder moved that the Joint Session dissolve and reassemble in their respective chambers. Motion prevailed.

Mr. Burkholder moved that the same committee escort the Governor and the Governor of Boys' State from the Senate Chamber. Motion prevailed.

House met at expiration of recess.

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 604**, by McCullough; to Public Highways.

Mr. Jones introduced **HS** for **HB 583**—"An Act Requiring All Persons or Corporations Desiring to Develop a Tract of Land in New Castle County, Delaware, on Which to Erect Dwelling Houses, to Pave All Streets, Curb the Front and Side of Street or Avenue, Lay Sewers, Storm Sewers, Sewer Inlets, and to Lay Conduits for Electric and Telephone Wiring and Gas Pipes; Defining Duty of Engineers and Inspectors of the Levy Court of New Castle County and the Engineers of the State Highway Department," which was given its first and second reading by title only and referred to the committee on Miscellaneous.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 40—"Relative to the Death of Benjamin F. Johnson."

WHEREAS, notice has been received of the death of Benjamin F. Johnson, late of Dover, Kent County, Delaware; and

WHEREAS, Benjamin F. Johnson was an outstanding citizen in his community and State, a leader in his business field, and with the rare ability to head an undertaking and inspire others to aid him in making it become a success; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 115th Session of the General Assembly of the State of Delaware, that the present members have heard with profound sorrow of the passing of Benjamin F. Johnson, and desire to pay tribute to his dynamic personality, to the public services of an outstanding citizen of our State who, in addition to his activities in the community and County where he lived, served as a respected member and Speaker of this Branch of the Assembly during the 1943 and 1944 Sessions thereof; and

BE IT FURTHER RESOLVED that the sympathy of each member of this Body be hereby extended to the widow of the deceased and to all other members of his immediate family, and that a copy of this Resolution be delivered to them and be made a part of the records of the present Session.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 50, 149, HJR 5, HCR 15.**

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

SB 120—"An Act to Amend Chapter 149 of the Revised Code of Delaware, 1935, as Amended, by Providing that the Court May upon a Recommendation of Mercy on the Jury Reduce the Penalty Therefor and by Further Providing that It Shall Be Lawful for the Jury to Find a Verdict of Guilty of Assault"; to Judiciary and Crime.

SB 145—"An Act to Amend Chapter 71, of the Revised Code of Delaware, 1935, as Amended, Relative to Free Public Schools, by Providing that the Collector Appointed by the School Boards of All the Districts of This State Shall Furnish Monthly Reports of Taxes Collected to the State Treasurer, Auditor of Accounts, the State Board of Education and the Local School Board, Giving a Complete Statement of All Taxes Collected with a Break-Down as to Capitation, Debt Service and Current Expenses and Such Other Information with Reference Thereto as May Be Required by the Auditor of Accounts or the State Board of Education"; to Education.

SB 157—"An Act to Amend Chapter 56 of the Revised Code of Delaware, 1935, Entitled, 'Registration of Voters,' to Provide for General and Supplementary Registrations Every Four Years and Matters Incidental Thereto"; to Revised Statutes.

SB 160—"An Act to Amend Article 5, Chapter 188, Volume 46, Laws of Delaware, 1947, Relating to the Governor Bacon Health Center by Providing for the Admission of Handicapped and Crippled Adults"; to Public Health.

SB 181—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, as Amended, Relative to Alcoholic Liquor, Wines and Beer, Prohibiting a Minor from Entering or Remaining in a Tavern, Taproom, or Package Store; Providing Penalty for Violation Thereof"; to Temperance.

SB 186—"An Act to Amend Chapter 303, Volume 45, Laws of Delaware, by Providing for the Use of Net Revenues of Harness Racing Licensees for the Maintenance and Improvement of the Tracks and Buildings Owned or Leased by Such Licensee"; to Miscellaneous.

SB 188—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1945, Entitled An Act Providing for the Payment of Pension Benefits of Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Non-

Assignable, and also Providing for the Reduction of Benefits under Certain Conditions, by Providing the Conditions under Which 'Covered Employment' under Chapter 301, Volume 46, Laws of Delaware, 1947, Known as the 'New Castle County Employees' Retirement Act' Shall Be Combined with 'Covered Employment' under Such Chapter 104, Volume 45, Laws of Delaware, 1945, to Determine Eligibility of Employees for Pensions, and to Fix the Amount and Prescribe the Source and Method of Payment of Pensions to Employees Thereby Covered under Both Chapters"; to Revised Statutes.

SB 189—"An Act to Amend Chapter 301, Volume 46, Laws of Delaware, 1947, Entitled 'An Act Providing for the Payment of Pension Benefits to Certain Employees of the County of New Castle, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Liability for State and Local Income Taxes and Non-Assignable and Also Providing for the Reduction of Benefits under Certain Conditions,' by Providing the Conditions under Which 'Covered Employment' under Chapter 104, Volume 45, Laws of Delaware, 1945, Known as the 'Delaware State Employees' Pension Act' Shall Be Combined with 'Covered Employment' under Such Chapter 301, Volume 46, Laws of Delaware, 1947, to Determine Eligibility of Employees for Pensions, and to Fix the Amount and Prescribe the Source and Method of Payment of Pensions to Employees Thereby Covered under Both Chapters"; to Revised Statutes.

SB 204—"An Act to Amend Chapter 110 of the Revised Code of Delaware, 1935, by Increasing the Salary of the Clerk of the Supreme Court"; to Judiciary and Crime.

SB 270—"An Act to Amend Chapter 166 of the Revised Code of Delaware, 1935, as Amended, Relating to the State Highway Department, by Providing for the Appointment of Members to Fill Any Vacancy Occurring Therein by the Governor"; to Public Highways.

SB 277—"An Act to Amend Article 1 of Chapter 121, Revised Code of Delaware, 1935, by Increasing the Amount to Be Deposited with a Justice of the Peace for Costs of a Civil Action"; to Judiciary and Crime.

SB 278—"An Act to Amend Article 21 of Chapter 100, Revised Code of Delaware, 1935, by Including Acts of Disorderly Conduct Committed within the Limits of an Incorporated City or Town in the Definition of Disorderly Conduct"; to Judiciary and Crime.

SB 291—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles, by Increasing the Costs for Replacing Number Plates"; to Public Highways.

SB 295—"An Act Providing for the Planning, Acquisition, Purchase, Construction, Reconstruction, Improvement, Better-

ment, Extension, Operation and Maintenance of Revenue-Producing Undertakings for the Collection, Treatment and Disposal of Sewage, Waste, Garbage, and Storm Water by Any County, Incorporated City or Town of the State of Delaware; Authorizing the Exercise of the Power of Eminent Domain and the Fixing of Rates in Connection with Such Undertakings; Authorizing and Regulating the Issuance of Revenue Bonds for Financing Such Undertakings; and Providing for the Payment of Such Bonds and the Rights of the Holders Thereof; Providing for Referendum Elections"; to Public Health.

SB 297—"An Act to Authorize the Register in Chancery of the State of Delaware, in and for Sussex County, to Procure a New Seal of Office"; to Miscellaneous.

SB 298—"An Act Authorizing the Clerk of the Orphans' Court of the State of Delaware, in and for Sussex County, to Procure a New Press and Seal of Office"; to Miscellaneous.

SB 304—"An Act to Amend Chapter 165. Revised Code of Delaware, 1935, as Amended, Entitled 'Motor Vehicles,' with Reference to Liens on Motor Vehicles"; to Public Highways.

SB 316—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles; Providing that the Motor Vehicle Department Shall Not Suspend or Revoke the License of Any Person by Reason of a Conviction or Convictions upon the Charge of Overloading of Any Vehicle"; to Public Highways.

On motion of Mr. Collison the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Holliday, **SB 95**—"An Act to Amend Chapter 212, Volume 25, Laws of Delaware. 1909, as Amended, Entitled, 'An Act to Incorporate the Town of Bethany Beach and Giving It Authority to Issue Bonds,' by Changing the Time for Election of Municipal Officers," was taken up for consideration and read a third time, by title and enacting clause only, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengner, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Camper, Cool, Marvel, Sinclair—5.

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

On motion of Mr. Walsh, **HB 169**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, as Amended, Entitled 'County Treasurers and Collection of Taxes,' by the Repeal of 1392. Sec. 52. Thereof and by Substituting in Lieu Thereof a New Section to Be Known as 1392. Sec. 52. in Relation to Pawnbrokers and Junk Dealers," was taken up for consideration and read a third time, by title and enacting clause only, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—Mr. McCullough—1.

ABSENT—Messrs. Blendt, Bruno, Cool, Camper, Marvel, Sinclair—6.

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

On motion of Mr. Walsh, **HB 168**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, as Amended, Entitled 'County Treasurers and Collection of Taxes,' by the Repeal of 1386. Sec. 46. Thereof and by Substituting in Lieu Thereof a New Section to Be Known as 1386. Sec. 46. in Relation to Pawnbrokers and Junk Dealers," was taken up for consideration and read a third time, by title and enacting clause only, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bryan, Calhoun, Carey, Cochran, Collison, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Bruno, Camper, Cook, Marvel, Sinclair—5.

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

On motion of Mr. Walsh, **HB 167**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, as Amended, Entitled 'County Treasurers and Collection of Taxes,' by the Repeal of 1391. Sec. 51. Thereof and by Substituting in Lieu Thereof a New Section to Be Known as 1391. Sec. 51. In Relation to Pawnbrokers and Junk Dealers," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Bruno, Camper, Givan, Marvel, Sinclair—5.

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

On motion of Mr. Holliday, **HB 325**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles by Providing Speed Regulations," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Camper, Marvel—2.

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

On motion of Mr. Cook, **HB 524**—"An Act Authorizing the Erection, Construction, Installation, Keeping in Good Order and Repair, a Traffic Control Light at the Route 300 and Route 42 in the Town of Kenton, Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Cook introduced **HA 1** which, on his further motion, was adopted.

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

YEAS—Messrs. Armstrong, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—31.

NAYS—Dr. Benger—1.

ABSENT—Messrs. Allen, Camper, Marvel—3.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered to the Senate for Concurrence.

On motion of Mr. Evans, **SB 18**—"An Act to Amend Chapter 78 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Negotiable Instruments' with Respect to Saturday Optional Legal Bank Holiday in the State of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Camper, Marvel—2.

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

Requests that the following be stricken from the calendar were granted to members as follows: **HB 186, 273**, by Warren.

The Speaker announced he was about to sign: **HCR 15, 10**.

Mr. Warren moved that the House adjourn until 11:00 A. M., Mon. Apr. 25.

63RD LEGISLATIVE DAY

House met pursuant to adjournment, Mon., Apr. 25, 11:55 A. M.

Prayer by the Chaplain, Rev. Wilkins.

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

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

Communications: 1 for **HB 474**, 1 for **SB 309**, 1 for **SB 200**. 1 against **SB 306**, 1 against **SB 253**, 64 against **HB 240**, 1 against **SB 166**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HS** for **HB 521**, by Revised Statutes; **HB 429, 477**, by Miscellaneous; **HS** for **HB 337**, by Claims; **HB 537** (on its merits), by Revenue and Taxation.

Mr. Warren moved that the House recess until 3:00 P. M.

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

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 293**, by Givan, to Appropriations; **HS** for **HB 520**, by Bryan, to Judiciary and Crime; **HS** for **HB 579**, by Marvel, to Public Highways.

Messrs. Warren and King introduced **HS** for **HB 588**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, by Providing that a Portion of Taxes Collected by the Insurance Commissioner upon Certain Insurance Premiums Shall Be Credited to the Police Retirement Fund," which was given first and second reading by title only and was referred to the Committee on Insurance and Banking.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 34, 85**, **HS** for **HB 87**, **HS** for **HB 51**, **HB 121**, **HS** for **HB 152** with **HA 1**, **HB 154, 155, 166, 224, 225**.

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

SS for **SJR 3**—"With Reference to the Return of Funds to the Treasurer of the United State on Account of Overpayment to an Employee of the Board of Game and Fish Commissioners of Delaware by the Fish and Wildlife Service of the United States Department of the Interior"; to Claims.

SS for **SJR 9**—"Authorizing the State of Delaware and the State Highway Department of This State to Sell, Transfer or Purchase Certain Public Lands in the Vicinity of Dewey Beach"; to Miscellaneous.

SB 5—"An Act to Amend Chapter 100 of the Revised Code of Delaware, 1935, Entitled, 'General Provisions Respecting the Police' by Imposing upon the State Board of Pharmacy the Duties Now Performed by the State Board of Health, under Article 42 of Said Chapter Relating to Narcotic Drugs"; to Public Health.

SB 7—"An Act to Amend Chapter 100 of the Revised Code of Delaware, 1935, Entitled 'General Provisions Respecting the Police,' with Respect to the Quantities of Certain Drugs Exempted from the Provisions of Article 42 Thereof Relating to Narcotic Drugs"; to Public Health.

SB 50—"An Act to Amend 'An Act Providing for the Payment of Pension Benefits to Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Non-assignable, and Also Providing for the Reduction of Benefits under Certain Conditions,' Being Chapter 104 of Vol-

ume 45, Laws of Delaware, as Amended, Relating to the Manner of Determining Pension Payments"; to Revised Statutes.

SB 51—"An Act to Amend 'An Act Providing for the Payment of Pension Benefits to Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Non-assignable, and Also Providing for the Reduction of Benefits under Certain Conditions,' " Being Chapter 104 of Volume 45, Laws of Delaware, as Amended, Relating to the Manner of Determining Pension Payments"; to Revised Statutes.

SB 254—"An Act to Amend Chapter 301, Volume 46, Laws of Delaware, Entitled 'An Act Providing for the Payment of Pension Benefits to Certain Employees of the County of New Castle, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Liability for State and Local Income Taxes and Non-Assignable, and Also Providing for the Reduction of Benefits under Certain Conditions'; to Revised Statutes.

SB 256—"An Act to Amend Chapter 298, of Volume 46, Laws of Delaware, 1947, Entitled 'An Act to Increase the Salaries and Wages of All Executive and Appointive Members of New Castle County Who Receive Their Checks or Pay from the New Castle County Levy Court,' Providing that Such Increases of Salaries Become Permanent"; to Revised Statutes.

SS for SB 272—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, in Reference to the Cancellation or Suspension of Licenses for the Sale of Alcoholic Liquor, Wines and Beer"; to Temperance.

SB 301—"An Act to Amend Chapter 23 of the Revised Code of Delaware, 1935, Relating to the State Forestry Department by Providing for the Procurement, Production and Distribution of Forest Tree Seeds or Plants under Such Regulations as the State Forestry Commission Shall Prescribe"; to Agriculture.

SB 323—"An Act to Amend 5253. Sec. 4. of Chapter 153 of the Revised Code of Delaware, 1935, as Amended, Relating to Sabbath Breaking"; to Miscellaneous.

SB 341—"An Act to Repeal Chapter 180, Volume 46, Laws of Delaware, 1947, and to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to 'Fish, Oysters and Game,' by Changing the Dates of the Open Season for Taking of Opossum and for Taking of Raccoon Except in Certain Parts of New Castle and Kent Counties"; to Fish, Oysters and Game.

SB 345—"An Act to Amend Article 3 of Chapter 101 of the Revised Code of Delaware, 1935, Relating to Parole of Prisoners, to Permit the Parole, upon Certain Conditions, of Persons Imprisoned for Rape or Assault with Intent to Commit Rape"; to Judiciary and Crime.

SB 410—"An Act Authorizing the State Treasurer to Transfer Certain Balances in the Accounts of Former State Treasurer Jesse S. Cooper to the General Fund of the State of Delaware"; to Claims.

SB 167—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles, Providing that Coupled Axles on Semi-Trailers Known as Low-Bed Trailers, Shall Be Spaced Thirty-Six Inches or More Apart"; to Public Highways.

SB 166—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles, Increasing Axle Weight of Vehicles on Primary Roads to Be Designated by State Highway Commission"; to Public Highways.

SS for SB 67 and SA 1—"An Act to Create and Establish a State Department of Public Welfare in Order to Provide a Co-ordinated Program of Public Welfare Service and in So Doing Merging Certain of the Activities of the State Old Age Welfare Commission, the State Board of Welfare, and the Delaware Commission for the Blind into a New Department to Be Known as the State Department of Public Welfare"; to Miscellaneous.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in **SCR 27**—"Making an Appropriation for Expense in Connection with the Work of the General Assembly of the State of Delaware," which was read, and on further motion of Mr. Warren, action was deferred.

Mr. Collison moved that the Rules be suspended, that the bills on todays agenda be given their third and final reading by title and enacting clause only, unless otherwise requested by any member. Motion prevailed.

On motion of Mr. Givan, **HB 509** was taken up for consideration and read a third time, by title and enacting clause only, and on further motion of Mr. Givan, action was deferred.

On motion of Mr. Sinclair, **SB 78** was taken up for consideration and read a third time by title and enacting clause only and on further motion of Mr. Sinclair, action was deferred.

On motion of Mr. Bryan, **SB 91** was taken up for consideration and read a third time, by title and enacting clause only, and on further motion of Mr. Collison action was deferred.

On motion of Mr. Cool, **HB 392** was taken up for consideration and read a third time, by title and enacting clause only, and on further motion of Mr. King action was deferred.

On motion of Mr. Bruno, **HB 244**—"An Act to Authorize the Mayor and Council of Wilmington to Sell or Devote to Other Public Uses Park Lands Which the Board of Park Commissioners Determines Are No Longer Needed for Park Purposes," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Marvel, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—Messrs. Mabrey, McCullough—2.

ABSENT—Messrs. Allen, Cool, Longbotham—3.

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

On motion of Mr. Longbotham, **HB 309**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Relating to Relief of the Indigent Sick Resident in Sussex County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Bryan, Kelton—2.

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

On motion of Messrs. Spear and Donovan, **HB 394**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Entitled 'Fish, Oysters and Game,' with Respect to the Taking of Raccoon in Sussex County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Bruno, Calhoun, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Mabrey, Sinclair, Spear, Walsh, Warren, Winchester—23.

NAYS—Messrs. Blendt, Camper, Carey, Cordrey, Hughes, Marvel, McCullough, O'Neal, Paskey, Mr. Speaker—10.

ABSENT—Messrs. Bryan, Longbotham—2.

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

On motion of Mr. Carey, **HS for HB 433**—"An Act to Amend Chapter 79, Revised Code of Delaware, 1935, as Amended, with

Respect to Liens of Owners of Threshing Machines, Corn Pickers, or Hay Balers, upon Grain or Hay Threshed, Picked or Baled," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Carey, the substitute was adopted in lieu of the original.

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

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

NAYS—None.

ABSENT—Mr. Longbotham—1.

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

On motion of Mr. Bryan. **HS** for **HB 436**—"An Act for the Relief of Michael Pricik and Eva Pricik, His Wife, in Connection with the Title to Certain Land in New Castle County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Bryan, the substitute was adopted in lieu of the original.

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

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

NAYS—None.

ABSENT—Messrs. Cool, Longbotham—2.

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

On motion of Mr. Longbotham, **SB 30**—"An Act to Amend 'An Act Providing for the Payment of Pension Benefits to Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions, and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Non-Assignable, and also Providing for the Reduction of Benefits under Certain Conditions,' Being Chapter 104 of Volume 45, Laws of Delaware, as Amended, Relating to the Manner of Determining Pension Payments," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Marvel—1.

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

On motion of Mr. Holliday, **SB 104**—"An Act to Amend Chapter 212, Volume 25, Laws of Delaware, 1909, Entitled 'An Act to Incorporate the Town of Bethany Beach and Give It Authority to Issue Bonds,' as Amended, Providing for the Increase in the Amount to Be Raised by Taxation," on which action had been deferred, was taken up for consideration, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Allen—1.

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

On motion of Mr. Jones, **SB 135**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles, Reducing Amount of Evidence of Financial Responsibility Required in the Operation of Taxicabs and Reducing Cost of Licenses and Number of Inspection," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, Paskey, Walsh, Warren, Winchester—24.

NAYS—Messrs. Camper, Collison, Cook, Cordrey, Hughes, Marvel, O'Neal, Sinclair, Spear, Mr. Speaker—10.

ABSENT—Mr. Allen—1.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered returned to the Senate.

On motion of Mr. Bryan, **SB 225** with **SA 1**—"An Act to Amend Chapter 156 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fees of Public Officers,' to Provide for an Increase in the Compensation of Grand, Petit or Special Jurors," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Marvel—1.

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

Mr. Bryan requested that the words "by request" be dropped from **HB 517** on the Calendar.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 23**, by Calhoun; **HB 401**, by Messrs. Lee and King; **HB 82**, by Spear; **HB 461**, by McCullough; **HB 447**, by Blendt.

Requests that the following be recommitted were granted to members as follows: **HB 257**, by Cool.

The Speaker announced he was about to sign: **HB 149**, **50**, **HJR 5**, **HB 34**, **HS** for **HB 51**, **HS** for **HB 87**, **HB 121**, **154**, **166**, **SB 18**, **95**, **SCR 26**, **25**.

On motion of Mr. Warren the House adjourned until Tues., Apr. 26, at 11:00 A. M.

64TH LEGISLATIVE DAY

House met pursuant to adjournment. Tues., Apr. 26, 12:20 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

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

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 201**, by Fish, Oysters and Game; **SB 5, 7, 160**, by Public Health; **SB 145**, by Education; **SS** for **SB 67** with **SA 1**, by Miscellaneous.

Mr. Warren moved that the House recess until 3:00 P. M.

House met at expiration of recess at 4:30 P. M.

On request of Mr. Collison, the privilege of the floor was granted to Mr. A. L. Boning, of the State Tax Department.

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 445**, by Lawson, to Revised Statutes; **HS** for **HB 590**, by Warren, to Revised Statutes; **HS** for **HB 580**, by Marvel, to Public Health.

The Secretary of the Senate informed the House that the Senate had concurred in **HB 211** with **HA 1**, and returned the same to the House.

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

SS for **SB 21**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Fish, Oysters and Game' with Reference to the Liberation of Wildlife"; to Fish, Oysters and Game.

SB 36—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Fish, Oysters and Game' with Reference to the Number of Cock Pheasants Lawful to Kill"; to Fish, Oysters and Game.

SB 68—"An Act to Amend Article 2, Chapter 54, Revised Code of the State of Delaware, 1935, Relating to State Welfare Home"; to Revised Statutes.

SS for **SB 118**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game, by Providing for the Season within Which It Shall Be Unlawful to Take or Kill Diamond Back Terrapin"; to Fish, Oysters and Game.

SB 311—"An Act to Amend Chapter 258, Volume 41, Laws of Delaware, 1937, as Amended, (Known and Cited as the 'Unemployment Compensation Law'), by Changing Certain of the Provisions Relative to Determination of Contribution Rates for Employers Delinquent in the Payment of Their Contributions"; to Revised Statutes.

SB 324—"An Act to Amend Chapter 148, Volume 42, Laws of Delaware, as Amended, Creating the Office of Vice-Chancellor, by Increasing the Salary of the Vice-Chancellor"; to Judiciary and Crime.

SB 326—"An Act Amending Chapter 12 of the Revised Code

of Delaware, 1935, as Amended, Relative to Salaries of State Officers, by Providing for an Increase in the Salaries of the Chancellor, Chief Justice, and Associate Judges"; to Judiciary and Crime.

SB 404—"An Act to Amend Chapter 76, of the Revised Code of Delaware, 1935, as Amended, Relating to Insane, Relative to the Transfer of Persons by Other State Institutions to the Delaware State Health and Welfare Center"; to Public Health.

On motion of Mr. Warren, **SCR 27** was taken up for consideration, on which action had been deferred.

Mr. Warren introduced **HA 1** to **SCR 27** which was read and on further motion of Mr. Warren, was adopted.

On motion of Mr. Warren, the **SCR 27** as amended was adopted and ordered returned to the Senate.

The Speaker announced he was about to sign: **HB 85**, **HS** for **HB 152** with **HA 1**, **HB 155**, **224**, **225**.

Mr. Sinclair moved that the House adjourn until Wed., Apr. 27, 11:00 A. M.

65TH LEGISLATIVE DAY

House met pursuant to adjournment, Wed., Apr. 27, 12:15 P. M.

Prayer by the Chaplain, Rev. J. E. Thomas.

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

Members absent—Mr. O'Neal—1.

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

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 339**, **404**, by Revenue and Taxation; **SB 63** with **SA 1**, **HS** for **HB 233**, **HS** for **HB 293**, **HB 175**, by Appropriations; **SB 166**, **167**, by Public Highways.

Mr. Warren moved that the House recess until 3:00 P. M.

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

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 610**, by Calhoun, to Public Highways.

Mr. Warren introduced the following resolution which, on his further motion was adopted, and ordered to the Senate for concurrence: **HCR 16**—"Relating to Advertisements Inviting Correspondence by 'Lonely Hearts.'

The Secretary of the Senate informed the House that the Senate had concurred in **HB 109**, and returned the same to the House.

Mr. Collison moved that the Rules be suspended unless otherwise requested on the third reading of bills on today's agenda and that they be read by title and enacting clause only. Motion prevailed.

On motion of Mr. McCullough, **HB 193**—"An Act to Transfer Certain Funds to the Maintenance Account of Eden School District No. 101 in New Castle County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Carey, Longbotham, O'Neal—3.

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

On motion of Mr. Bryan, **HB 254**—"An Act to Amend Chapter 207 of Volume 17, Laws of Delaware, Entitled 'An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington,' as Amended by Chapter 557 of Volume 20, Laws of Delaware, by Providing for a Department of Health for the City of Wilmington in Lieu of the Board of Health, and Defining Its Authority, Jurisdiction, Power and Duties, Term of Office and Salary," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Bryan introduced **HA 1** which, on his further motion, was adopted.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Mabrey, Marvel, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—31.

NAYS—Mr. McCullough—1.

ABSENT—Messrs. Allen, Longbotham, O'Neal—3.

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

On motion of Mr. Bryan, **HS** for **HB 403**—"An Act to Amend Chapter 87 of the 1935 Revised Code of the State of Delaware, as Amended, Concerning the Desertion of, or Failure to Support a Wife or Child; the Neglect of a Child; the Duties of Probation Officers and the Proceedings upon Violation of a Support Probation Order; Assignment of Salary or Wage; Duties of Employers," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Bryan, the substitute was adopted in lieu of the original.

Mr. Bryan introduced **HA 1**, which was read. Mr. Bryan moved **HA 1** be adopted. Motion was lost.

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

YEAS—Messrs. Armstrong, Bryan, Camper, Carey, Cochran, Collison, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren—24.

NAYS—Messrs. Bengier, Blendt, Bruno, Calhoun, Cook, Cordrey, Winchester, Mr. Speaker—8.

ABSENT—Messrs. Allen, Longbotham, O'Neal—3.

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

On motion of Mr. Calhoun, **HB 415**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, with Reference to the Taking, Possession and Sale of Rock Fish," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Longbotham, O'Neal—2.

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

On motion of Mr. Marvel, **HB 429**—"An Act Making It Unlawful for Any Board, Commission or Department of This State to Make a Contract for the Sale or Purchase of Any Goods, Wares and Merchandise and/or Lease for Any Buildings or Lands with Any Member or Employee of Such Board, Commission or Department," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Carey, Longbotham, O'Neal—3.

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

On motion of Mr. Walsh, **HB 474**—"An Act to Amend Chapter 153, Sec. 4 of the Revised Code of Delaware, 1935, as Amended, by Chapter 238 of Volume 43, Laws of Delaware, by Changing the Hours When Attendance at Moving Pictures and Other Worldly Activities in Incorporated Cities and Towns Is Permitted on Sunday," was taken up for consideration and read a third time, by title and enacting clause only, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Bruno, Bryan, Calhoun, Camper, Cochran, Collison, Cook, Cordrey, Evans, Holliday, Jones, Kelton, King, Lee, Mabrey, Marvel, Sinclair, Spear, Walsh, Winchester, Mr. Speaker—24.

NAYS—Messrs. Cool, Donovan, Givan, Hughes, McCullough, Paskey, Warren—7.

ABSENT—Messrs. Blendt, Carey, Longbotham, O'Neal—4.

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

On motion of Mr. Givan, **HB 508**—"An Act to Amend Chapter 105 of the Revised Code of Delaware, 1935, as Amended, with Respect to Drainage; Policy of State Regarding Functions of Soil Conservation District Supervisors Concerning; Formation of Legal Tax Ditches; Notices and Officials; Selections, Authority and Duties; Damages and Assessments; Granting of Charter to Tax Ditch; Drainage Plans and Reports; Tax Ditch Meetings; Voting Rights of Taxables; Tax Assessment Lists; Rights of Way; Entry upon Land; Taxes for Drainage; Amendment of Charter; Appeals; Powers of Tax Ditch Officials; Cooperation with, and Assistance from, Public Officers; Dissolution Procedure; Miscellaneous Provisions," was taken up for consideration and read a third time by title and enacting clause, in order to pass the House.

Mr. Givan introduced **HA 1** and **2** which, on his further motions, were adopted.

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

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Marvel, McCullough, Sinclair, Winchester, Mr. Speaker—28.

NAYS—Messrs. Mabrey, Paskey, Spear, Warren,—4.

ABSENT—Messrs. Longbotham, O'Neal, Walsh—3.

Mr. Collison having changed his vote from No to Yes.

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

On motion of Mr. Warren, **HB 527**—"An Act to Protect the Public Health and Welfare by Authorizing the State Board of Health to Establish Regulations for the Construction of Water and Sewage Systems and to Adopt Rules and Regulations in Kent County, Delaware, of Basic Plumbing Principles; Definition of Principles; Plumbing System; Fixtures; Cross Connections; Pollution of Water and Sewage; Adequate Water Supply and Hot Water Tanks; Sewer Connections; Family Water Closets; Public or Private Sewage Disposal Plants; Hot Water Tank Boilers; Fixtures; Traps—Refrigerator Traps; Private and Public Sewers; Providing for a Plumbing Inspector and the Registration of All Plumbers Carrying on Business in Kent County; and Providing for Penalties of This Act," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, Lee, Marvel, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—Messrs. Camper, King, Mabrey, Spear,—4.

ABSENT—Messrs. Bryan, Longbotham, O'Neal—3.

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

Requests that the following be stricken from the calendar were granted to members as follows: **HB 321**, by Givan; **HA 1** to **HB 404**, by Kelton; **HB 257**, by Cool; **HB 188**, by Holliday.

Requests that the following be recommitted were granted to members as follows: **SS** for **SB 67** with **SA 1**, by Lee; **HB 364**, by Armstrong.

The Speaker announced he was about to sign: **SB 30**, **104**, **135**, **SB 225** with **SA 1**.

Mr. Warren moved that the House adjourn until Thurs., Apr. 28, 11:00 A. M.

66TH LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., Apr. 28, 12:45 P. M.

Prayer by the Chaplain, Rev. Thomas.

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

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

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HS** for **HB 580**; **SB 295, 404**, by Public Health.

The Committee on Passed Bills reported as approved by the Governor: **HCR 10, 13**, and **15**, **HB 125** (Apr. 26); **HB 34, 50**, **HS** for **HB 51**, **HS** for **HB 87**, **HB 149**, **HB 154, 166** (Apr. 27).

Mr. McCullough introduced **HB 612**—"An Act Appropriating Certain Moneys for the Purpose of Commemorating the Three Hundredth Anniversary of the Settlement by the Dutch at New Castle," which was given its first and second readings, by title only, and referred to the Committee on Appropriations.

The following substitute bills with titles the same as the original bills were introduced, given first and second readings by title only, and referred to committees as follows: **HS** for **HB 230**, by Armstrong, Bryan, & Allen; to Fish, Oysters, & Game.

Mr. Warren introduced the following resolution which, on his further motion, was adopted.

HR 41—"Relative to the Payment for Printing the Daily Calendar for the House of Representatives of the 115th General Assembly of the State of Delaware from April 14th to April 25th, Inclusive."

BE IT RESOLVED by the House of Representatives of the One Hundred and Fifteenth General Assembly of the State of Delaware that the sum of Two Thousand One Hundred Sixty Dollars (\$2,160.00) be and the same is hereby appropriated out of the monies of the State Treasury, not otherwise appropriated, for the payment to Delaware State News of Dover, Delaware, the lowest and responsible bidder, for printing the Daily Calendar for the House of Representatives of the State of Delaware from April 14th, 1949 up to and including April 25th, 1949. said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with the session.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House

in the following: **SB 79, 359**, and presented the same to the House.

Mr. Collison moved that the Rules be suspended and the third and final reading of bills on today's agenda be given by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Lee, **SB 123** was given its third and final reading (on request of Mr. Donovan, in full) and on further motion of Mr. Bryan, action was deferred.

On motion of Mr. Longbotham, **SB 61**—"An Act to Amend Article 8, Chapter 165 of the Revised Code of Delaware, 1935, by Limiting the Liability of Owners or Operators of a Boat, Airplane or Other Vehicle to a Guest Transported without Payment," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Longbotham, **SB 62**—"An Act to Amend Chapter 83, Volume 45, Laws of Delaware, Relating to Aid for the Needy Blind, by Reducing the Residence Requirements for Financial Assistance," was taken up for consideration and read a third time, by title and enacting clause only, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Kelton—1.

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

On motion of Mr. Holliday, **SB 64**—"An Act to Amend Chapter 176, Volume 25, Laws of Delaware, as Amended, Entitled 'An Act to Incorporate the Town of Elsmere, New Castle County,' by Providing for Compensation for the Commissioners," was

taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Armstrong, Bryan, Marvel—3.

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

On motion of Mr. Bryan, **SB 91**—"An Act to Amend Chapter 156 of the Revised Code of Delaware, 1935, as Amended, with Respect to the Compensation of Bailiffs in Kent County," which had been read and on which action had been deferred was taken up for consideration.

Mr. Collison introduced **HA 1**, which on his further motion was adopted.

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

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

NAYS—None.

ABSENT—Messrs. Armstrong, Marvel—2.

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

On motion of Mr. Lee, **SS for SB 93**—"An Act Regulating the Installation and Use of Television Receivers or Screens in Motor Vehicles and Providing a Penalty for the Violation Thereof," was taken up for consideration and read a third time, (on request of Mr. Collison) in full, by paragraphs, in order to pass the House.

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

YEAS—Messrs. Armstrong, Calhoun, Cordrey, Donovan, Jones, Kelton, Lee, Longbotham, Marvel, Warren—10.

NAYS—Messrs. Allen, Benger, Blendt, Bruno, Bryan, Camper, Carey, Cochran, Collison, Cook, Cool, Evans, Givan, Holliday, Hughes, King, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Winchester, Mr. Speaker—25.

So the question was decided in the negative and the bill not

having received the required constitutional majority was lost, and was ordered returned to the Senate.

On motion of Mr. Lee, **SB 110**—"An Act to Amend Chapter 176, Volume 25, Laws of Delaware, as Amended, Entitled 'An Act to Incorporate the Town of Elsmere, New Castle County,' by Increasing the Amount Which May Be Raised Annually as Taxes in the Town of Elsmere," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Holliday, **SB 119**—"An Act to Amend An Act Entitled 'An Act to Re-Incorporate the Town of Newark,' Increasing the Amount to Be Raised in Said Town by Taxation," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Sinclair introduced **HA 1**, which on further motion was adopted.

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

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

NAYS—None.

ABSENT—Mr. Cordrey—1.

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

On motion of Mr. Holliday, **SB 121**—"An Act to Amend an Act Entitled 'An Act to Re-Incorporate the Town of Newark,' as Amended, by Changing the Provisions Regarding the Borrowing of Money by the Council of the Town of Newark to Meet Current Expenses," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Lee, **SB 123**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles, by Providing for the Revocation of Licenses of Any Person upon His Conviction or Forfeiture of Bail upon 3 Charges of Reckless Driving in the Discretion of the Commissioner of Motor Vehicles," on which action had been deferred, was taken up for consideration.

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

YEAS—Messrs. Armstrong, Bruno, Calhoun, Givan, Kelton, O'Neal, Spear, Mr. Speaker—8.

NAYS—Messrs. Allen, Benger, Blendt, Bryan, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Hughes, King, Lee, Longbotham, Mabrey, McCullough, Paskey Sinclair, Walsh, Warren, Winchester—25.

ABSENT—Messrs. Jones, Marvel—2.

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

On motion of Mr. Lee, **SB 125**—"An Act to Amend Chapter 190, Volume 46, Laws of Delaware, 1947, Reducing the Capacity of the Building to Be Erected and Utilized as a Department for Criminally Insane and Criminally Inclined Adults and Juveniles, at the Delaware State Hospital, at Farnhurst," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Evans, **SB 131**—"An Act to Amend Chapter 65 of the Revised Code of Delaware, 1935, as Amended, En-

titled 'Corporations,' with Reference to the Power of a Railroad to Borrow Money," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Sinclair—1.

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

On motion of Mr. Lawson, **HS** for **SB 137**—"An Act to Amend Chapter 60 of the Revised Code of Delaware, 1935, as Amended, Relating to General Elections, Providing for a Single Ballot for Presidential, Vice Presidential and State, County and District Candidates at a General Election," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Lawson, the substitute was adopted in lieu of the original.

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

YEAS—Messrs. Armstrong, Bengel, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—Messrs. Allen, Blendt, Camper, Carey, Cochran, Collison, Cook, Cordrey, Hughes, King, Mabrey, Marvel, McCullough, O'Neal, Paskey, Spear, Walsh—17.

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

On motion of Mr. Holliday, **SB 143**—"An Act to Amend the Charter of the City of Rehoboth Beach, as Established by Chapter 161, Volume 41, Laws of Delaware, and as Amended by Chapter 177, Volume 43, Laws of Delaware, and by Chapter 243, Volume 46, Laws of Delaware, by Increasing the Amount of Money That Can Be Contributed to Volunteer Fire Companies or Associations," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

NAYS—None.

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

On motion of Mr. Holliday, **SB 144**—"An Act to Amend the Charter of the City of Rehoboth Beach, as Established by Chapter 161, Volume 41, Laws of Delaware, and as Amended by Chapter 177, Volume 43, Laws of Delaware and by Chapter 243, Volume 46, Laws of Delaware, by Establishing at Two Years the Term of Office of the Commissioner Having the Title of Mayor of Rehoboth and President of the Commissioners of Rehoboth," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengert, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Collison, Jones, Marvel—3.

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

On motion of Mr. Cool, **SB 145**—"An Act to Amend Chapter 71, of the Revised Code of Delaware, 1935, as Amended, Relative to Free Public Schools, by Providing that the Collector Appointed by the School Boards of All the Districts of This State Shall Furnish Monthly Reports of Taxes Collected to the State Treasurer, Auditor of Accounts, the State Board of Education and the Local School Board, Giving a Complete Statement of All Taxes Collected with a Break-Down as to Capitation, Debt Service and Current Expenses and Such Other Information with Reference Thereto as May Be Required by the Auditor of Accounts or the State Board of Education," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Cool introduced **HA 1**, which on his further motion was adopted.

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

YEAS—Messrs. Allen, Armstrong, Bengert, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones,

Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

NAYS—None.

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

On motion of Dr. Benger, **SB 160**—"An Act to Amend Article 5, Chapter 188, Volume 46, Laws of Delaware, 1947, Relating to the Governor Bacon Health Center by Providing for the Admission of Handicapped and Crippled Adults," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Armstrong, **SB 201**—"An Act Providing for the Trapping and Otherwise Taking of Raccoons in a Part of New Castle and Kent Counties during Any Time of the Year Excepting on Sundays," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Blendt, Bryan, Camper, Carey, Cochran, Collison, Cook, Donovan, King, Lee, Mabrey, Paskey, Sinclair, Walsh—16.

NAYS—Messrs. Benger, Bruno, Calhoun, Cool, Cordrey, Evans, Givan, Holliday, Hughes, Jones, Kelton, Longbotham, Marvel, McCullough, O'Neal, Spear, Warren, Winchester, Mr. Speaker—19.

Mr. McCullough having changed his vote from "Not Voting," to "Nay"; and Mr. Holliday having changed his vote from "Yea" to "Nay."

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

On motion of Mr. Lee, **SB 210**—"An Act Authorizing the Secretary of State to Procure a New Press and Seal of Office and to Make Provision for the Custody and Use of the Present Seals,"

was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

Mr. Holliday moved that **SB 201** be restored to the calendar. Motion prevailed.

Mr. Bryan moved that **SS** for **SB 93** be restored to the calendar.

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

YEAS—Messrs. Armstrong, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Marvel, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—17.

NAYS—Messrs. Allen, Bengner, Blendt, Bruno, Camper, Carey, Cochran, Collison, Cook, Hughes, King, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Spear—17.

ABSENT—Mr. Cordrey—1.

The motion not having received the required majority was declared lost.

On motion of Mr. Bryan, **SB 123** was restored to the calendar.

Mr. Bryan moved that **SS** for **SB 93** be restored to the calendar. Mr. Calhoun seconded.

The Chair having asked if any member cared to change his vote from the previous roll call, declared the motion out of order.

Mr. Sinclair moved the decision of the Chair be overruled. Motion was lost.

The Chair declared a five minute recess.

The Speaker announced he was about to sign: **HB 211** with **HA 1**, **HB 109**.

Mr. Warren moved that the House adjourn until Fri., Apr. 29, 1949, 11:00 A. M.

67TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., Apr. 29, 12:25 P. M.

Prayer by the Chaplain, Rev. Thomas.

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

Members absent—Mr. Sinclair—1.

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

Communications: 1 for **HB 604**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 346**, by Agriculture; **HS** for **HB 230** (on its merits); **HB 278, 472, 513**, by Fish, Oysters and Game. **HB 251** (on its merits), by Revenue and Taxation; **HS** for **HB 610**, **HS** for **HB 570**, by Public Highways.

Mr. Warren moved that the House recess until 3:00 P. M. House met at expiration of recess.

Dr. Benger introduced the following resolution which, on his further motion, was deferred:

HR 42—"Memorializing the Congress of the United States with Respect to a National Compulsory Sickness Insurance Program."

WHEREAS, The American people now enjoy the highest level of health, the best standards of scientific medical care and the finest medical institutions ever attained by any major country in the world; and

WHEREAS, these accomplishments of American medicine are the results of a free people working under a system of free enterprise; and

WHEREAS, in all countries where government has assumed control of medical care the experience has been a progressive deterioration of medical standards and medical care, to the detriment of the health of the people; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 115th General Assembly:

That the Legislature of the State of Delaware respectfully petitions the Congress of the United States to refrain from imposing upon the citizens of this nation any form of compulsory insurance, or any system of medical care designed for national bureaucratic control; and

That the Honorable John J. Williams, the Honorable J. Allen Frear, Jr., and the Honorable J. Caleb Boggs, Members of the Congress of the United States from Delaware, be and they are hereby respectfully requested to oppose the enactment of such Legislation; and

That the Chief Clerk of the House transmit copies of this Resolution to the President of the United States, the Presiding

Officers of the United States Senate and the United States House of Representatives and to each Senator and Congressman from Delaware.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HCR 16, HB 266, 270, 288, 323**, and returned the same to the House.

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

SB 343—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, Relating to Free Public Schools, Authorizing the Acquisition of Lands and Buildings Therefor and the Issuance of Bonds in Connection Therewith"; to Education.

SB 22 with SA 1—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Fish, Oysters and Game,' Regarding the Protection of Deer"; to Fish, Oysters and Game.

SS for SB 417—"An Act to Amend Chapter 166, Volume 42, Laws of Delaware, by Further Defining the Word 'Vehicle'"; to Public Highways.

SB 350—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, In Relation to Salaries Payable to the Members of the Levy Court of New Castle County"; to Revised Statutes.

SS for SB 418—"An Act to Amend Chapter 165, Volume 42, Laws of Delaware, by Further Defining the Term 'Motor Vehicle'"; to Public Highways.

SB 285—"An Act to Amend Chapter 21 of the Revised Code of Delaware, 1935, as Amended, Relating to the Control and Eradication of Bangs Disease by Extending the Time for the Free Movement of Cattle until January 1, 1953"; to Agriculture.

SB 388—"An Act to Authorize and Direct the State Treasurer to Transfer to the Current Maintenance Account of the Delmar School District, No. 163 a Certain Sum of Money Appearing in the State Treasury as the Debt Service Account, to the Credit of Said Delmar School District, No. 163"; to Appropriations.

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

SB 79—"An Act to Amend Chapter 20 of the Revised Code of Delaware, 1935, as Amended, Relating to Insurance Department, by Increasing Requirements for Certificate of Authority"; to Insurance and Banking.

SB 359—"An Act to Amend Chapter 163 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Delaware Racing Commission,' by Providing that One-Half of the Breakage, Which Is Defined to Be the Odd Cents of All Redistributions

to Be Made on All Pari-Mutuel or Totalizator Pool Contributions Exceeding the Sum Equal to the Next Lowest Multiple of Ten, Such Odd Cents to Be Calculated upon the Basis of Each Dollar Wagered, Shall Be Paid to the State of Delaware"; to Miscellaneous.

Mr. Blendt moved that the vote on the restoration of **SS** for **SB 93** to the calendar be reconsidered. Mr. Bryan seconded.

Mr. Bryan moved that **SS** for **SB 93** be restored to the calendar. Mr. Calhoun seconded. Motion prevailed.

Mr. Bruno moved that the House request the return from the Senate of **SB 123** and **SS** for **SB 93**.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 20**, by Dr. Benger; **HB 31**, by Armstrong; **HB 22**, by Evans; **HB 44, 90, HS** for **HB 39**, by Kelton.

Requests that the following be recommitted were granted to members as follows: **HB 439**, by Cochran.

The Speaker announced he was about to sign: **HCR 16, HB 266, 270, 288, 323, SCR 27** as amended, **SB 144, 143, 131, 125, SB 121, 110, 64, 62, 61**.

Mr. Warren moved that the House adjourn until Mon., May 2, at 11:00 A. M.

68TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., May 2, 12:20 P. M.

Prayer by the Chaplain, Rev. Thomas.

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

Members absent—Messrs. Allen, Collison, Longbotham—3.

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

Communications: 2 for **HB 240**, 2 for **HB 63**, 2 for **HB 64**, 1 for **HB 15**, 1 for **HR 40**; 1 against **HCR 16**.

Mr. Warren moved that the House recess until 3:00 P. M.
House met at expiration of recess.

Mr. Warren moved that the House adjourn until Fri., May 6, 11:00 A. M.

69TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., May 6, 12:15 P. M.
Prayer by the Chaplain, Rev. Wilkins.

Members present—Messrs. Allen, Armstrong, Benger,

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

Members absent—Mr. Spear—1.

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

Communications: 1 for **SB 78**, 2 for **SB 359**, 2 for **HB 367**, 2 for **HB 378**, 2 for **HB 380**, 2 for **HB 479**, 1 for **HB 298**, 1 for **HB 223**, 1 for **HB 219**, 1 for **HB 284**, 1 for **SB 82**, 1 for **SB 345**, 1 for **HB 15**, 1 for **HB 126**, 1 for **SR 45**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 258**, by Municipal Corporations.

Mr. Warren moved that the House recess until 3:00 P. M.

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

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 539**, by Bryan, to Printing.

Mr. Bryan introduced the following resolution which, on his further motion, was adopted:

HR 43—"Relative to the Payment for Printing the Daily Calendar for the House of Representatives of the 115th General Assembly of the State of Delaware from April 26th to May 3rd, Inclusive."

BE IT RESOLVED By the House of Representatives of the One Hundred and Fifteenth General Assembly of the State of Delaware that the sum of Two Thousand One Hundred Sixty Dollars (\$2,160.00) be and the same is hereby appropriated out of the monies of the State Treasury, not otherwise appropriated, for the payment to Delaware State News of Dover, Delaware, the lowest and responsible bidder, for printing the Daily Calendar for the House of Representatives of the State of Delaware from April 26, 1949 up to and including May 3, 1949, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with the session.

The Secretary of the Senate, as requested returned **SB 123** and **SS** for **SB 93**, which had been restored to the House Calendar.

The Secretary of the Senate informed the House that the Senate had not concurred in **HB 4**.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 11, 18, 27, 32, 35, 43, 48, 55, 66, 93, 96, 102, 160, 354, 366, 476**, and **HS 2** for **HB 36** with **HA 1** and **2**, and returned the same to the House.

The Secretary of the Senate informed the House that the

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

SS for SB 176—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, Relating to the Cancellation or Suspension of License for the Sale of Alcoholic Liquor, Wines and Beer by the Commission"; to Temperance.

SS for SB 269—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, Relating to Alcoholic Liquor, Wines and Beer, as Amended by Chapter 191, Volume 42, Laws of Delaware, Providing for the Purchase of Alcoholic Liquor for Stock for Personal Use"; to Temperance.

SB 320—"An Act to Authorize the Prothonotary of the Superior Court of the State of Delaware, in and for Kent County, to Make Indices of Judgments in His Office"; to Judiciary and Crime.

SS for SB 398—"An Act to Amend an Act Entitled, 'An Act to Provide for the Regulation, Control and Licensing of Harness Racing in the State of Delaware,' Being Chapter 303, Volume 45, Laws of Delaware, 1944-45, Relating to Payment of Expenses of the Commission"; to Appropriations.

The Speaker announced he was about to sign: **SB 210, 160, HB 11, 18, 27, 32, 35, 43, 48, 55, 66, 93, 96, 102, 160, 354, 366, 476, HS 2** for **HB 36** with **HA 1** and **2**.

Mr. Warren moved that the House adjourn until Mon., May 9, 11:00 A. M.

70TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon.. May 9, 12:15 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

Members absent—Mr. Carey—1.

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

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 79**, by Banking and Insurance; **HS** for **HB 539**, by Printing; **SB 53**, by Appropriations; **SB 320**, by Judiciary and Crime; **HB 231**, by Public Health; **SB 177**, by

Municipal Corporations; **SS** for **SB 21**, **HB 25**, **HS** for **HB 26**, **HB 46**, **HS** for **HB 47**, **HB 249**, **HS** for **HB 30**, **HB 331**, by Fish, Oysters and Game; **HS** for **HB 578**, **HB 68**, by Revised Statutes.

The Committee on Passed Bills reported the following as approved by the Governor: **HB 85**, **HS** for **HB 152** with **HA 1**, **HB 155**, **224**, **225** (May 2); **HJR 5**, **HB 109**, **121**, **HB 211** with **HA 1** (May 6).

Mr. Warren moved that the House recess until 3:00 P. M. House met at expiration of recess.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 44—"Authorizing Payment on Account to Attaches and Employees."

BE IT RESOLVED that the Treasurer of the State of Delaware be and he is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon the order of the Speaker of the House of Representatives, up to the sum of Seven Hundred (\$700.00) Dollars to each attache of the House of Representatives who has served continuously for seventy legislative days; and to likewise pay to each other attache of the House who has served ten legislative days continuously since the sixtieth legislative day the sum of One Hundred (\$100.00) Dollars; all such payments being part payment in compensation due such respective attaches, of the House of Representatives, and such payment or payments constituting necessary expenses of the Session.

Mr. Warren introduced the following resolution which, on his further motion, was deferred.

HR 45—"Authorizing the Payment of Certain Printing Expenses of the House of Representatives."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the hereinafter named amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, on account of expenses connected with the present Session and necessary to the work of the Session, as follows:

Delaware State News, Dover, Delaware.

March 4, 1949—25 Copies of proofs of proposed

Specifications for House Journal.....\$ 16.50

March 9, 1949—Miscellaneous Forms,

91 Extra Rule Books bound in Fabrikoid

@ \$1.30 (as per order printing committee).... 118.30

500 Letterheads—(for Mr. Nagowski) 6.00

200 Envelopes

\$140.80

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 141**, **171**, **173** with

HA 1, 272, 320, 405, 523, HS for HB 76, HB 135 with HA 1, HB 236, 237, 301, 314, 315, HB 375 with HA 1, HB 318, 372.

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

SB 422—"An Act Empowering the State Highway Department to Designate Certain Highways as Express Highways; Defining an 'Express Highway'; Authorizing the Acquisition of Property Rights in Connection Therewith; and Regulating the Same"; to Public Highways.

On motion of Mr. Bruno, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Holliday, **SB 102**—"An Act to Amend an Act Entitled 'An Act Changing the Name of "The Town of Seaford" to "The City of Seaford" and Establishing a Charter Therefor,' Being Chapter 184, Volume 43, Laws of Delaware, as Amended, by Increasing the Amount of Money Which May Be Raised Each Year in Taxes," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Carey—1.

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

On motion of Mr. Holliday, **SB 103**—"An Act to Amend an Act Entitled 'An Act Changing the Name of the "Town of Seaford" to the "City of Seaford" and Establishing a Charter Therefor,' Being Chapter 184, Volume 43, Laws of Delaware, as Amended, by Directing the City Council to Establish and Maintain Reserve or Sinking Funds to Be Used for the Replacement, Enlargement, or Improvement of the Municipal Light and Power Plant and Distribution System and Designating Such Reserves as Trust Funds for the Purposes for Which They Were So Set Aside," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear Walsh, Warren, Winchester, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Carey—1.

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

On motion of Mr. Holliday, **SB 107**—"An Act to Authorize Mayor and Council of Laurel to Borrow Not Exceeding One Hundred and Five Thousand and Five Hundred Dollars, and to Issue Bonds to Secure the Payment Thereof, for the Purpose of Paying, Redeeming and Refunding Certain Outstanding Bonds of the Town of Laurel," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Carey—1.

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

On motion of Mr. Collison, **SB 111**—"An Act to Amend an Act Entitled 'An Act to Reincorporate the Town of Laurel,' as Amended, in Relation to the Vote of Members of Council Required for the Passage of Certain Ordinances," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Carey—1.

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

On motion of Mr. Holliday, **SB 127**—"An Act to Amend Chapter 206, of Volume 26, Laws of Delaware, 1911, as Amended, Entitled, 'An Act to Create a Board of Public Utility Commis-

sioners for the City of Wilmington and Prescribe Its Duties,' by Giving the Board of Public Utility Commissioners of the City of Wilmington Control over Electric Trackless Trolley Coach Companies and Bus Companies Coordinated or Inter-Connected Therewith," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Carey—1.

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

On motion of Mr. Collison, **SB 201**—"An Act Providing for the Trapping and Otherwise Taking of Raccoons in a Part of New Castle and Kent Counties during Any Time of the Year Excepting on Sundays," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Armstrong introduced **HA 1**, which on his further motion was adopted.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Camper, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Mabrey, Paskey, Sinclair, Walsh, Winchester—23.

NAYS—Messrs. Calhoun, Cool, Hughes, Longbotham, Marvel, McCullough, O'Neal, Spear, Warren, Mr. Speaker—10.

ABSENT—Messrs. Carey, Givan—2.

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

On motion of Mr. Collison, **SB 276**—"An Act to Amend an Act Entitled 'An Act to Incorporate the Town of Blades,' Chapter 155, Volume, 28, Laws of Delaware, 1915, by Changing the Hours of the Town Election, Changing the Qualifications of Electors and by Authorizing the Town Council to Raise the Sum of \$7,500 in Taxes and by Increasing the Compensation for Attendance at a Meeting of the Town Council," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Carey, Givan—2.

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

On motion of Mr. Collison, **SB 404**—"An Act to Amend Chapter 76, of the Revised Code of Delaware, 1935, as Amended, Relating to Insane, Relative to the Transfer of Persons by Other State Institutions to the Delaware State Health and Welfare Center," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Carey, Cordrey—3.

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

On motion of Mr. Marvel, **HS** for **HB 580**—"An Act Authorizing the Disinterring and Reinterring of Bodies in a Cemetery Located on the North Side of West Pine Street in Georgetown, Delaware, Belonging to Wesley Methodist Church in Georgetown, and Providing for the Sale of the Land from Which Bodies Are Removed," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Carey, Cordrey—3.

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

On motion of Mr. Warren, **HB 278**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Entitled Fish, Oysters and Game, in Reference to Live Bait Fish," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Carey—2.

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

On motion of Mr. Calhoun, **HS** for **HB 610**—"An Act to Require that on All License Tags Issued for Motor Vehicles in the State of Delaware the Words 'Broiler State' Be Placed below the Number Appearing on the Tag," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Calhoun, the substitute was adopted in lieu of the original.

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

YEAS—Messrs. Armstrong, Bruno, Calhoun, Collison, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—21.

NAYS—Messrs. Benger, Blendt, Camper, Cochran, Cook, Cordrey, Hughes, Mabrey, McCullough, O'Neal—10.

ABSENT—Messrs. Allen, Bryan, Carey, Marvel—4.

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

On motion of Mr. Lawson, **HB 472**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' with Respect to the Sale and Purchase of Hides and Furs," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS — Messrs. Armstrong, Benger, Blendt, Bruno, Calhoun, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—Messrs. Camper, Hughes, McCullough—3.

ABSENT—Messrs. Allen, Bryan, Carey, Marvel—4.

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

On motion of Mr. Lawson, **HB 485** was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Lawson introduced **HA 1**, which was read and on his further motion was deferred.

On request of Mr. Bryan, Mr. Collison was recorded as cosponsor of **HS** for **HB 539**, without objection.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 442**, by Evans; **HB 250**, by Calhoun; **HB 21**, by Lee; **HB 264**, by Jones; **HB 269**, by Kelton; **HB 439**, by Cochran; **HB 558**, by Cool; **HB 304, 306, 307, 308**, by Bruno; **HB 448**, by Spear.

Requests that the following be recommitted were granted to members as follows: **HB 285**, by Calhoun.

The Speaker announced he was about to sign: **HB 141 171, 173** with **HA 1, 272, 320, 405, 523, HS** for **HB 76**.

Mr. Warren moved that the House adjourn until Tues., May 10, 11:00 A. M.

71ST LEGISLATIVE DAY

House met pursuant to adjournment, Tues., May 10, 12:20 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

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

Communications: 1 for **HB 230**, 1 for **HB 15**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 343**, by Education.

The Committee on Passed Bills reported the following bills as approved by the Governor: **HB 266, 288** (May 9).

Mr. Warren moved that the House recess until 3:00 P. M.

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

Mr. King introduced the following resolution which, on his further motion, was adopted:

HR 46—"Relative to the Birthday Anniversary of Honorable A. Woodall Cochran."

BE IT RESOLVED, By the House of Representatives of the 115th Session of the General Assembly of the State of Delaware, that the House has been informed that the Birthday Anniversary of Honorable A. Woodall Cochran occurred on Monday, May 9, A. D. 1949, which fact the members of the House desire to note and by this means express good wishes to their fellow member and felicitations upon his Birthday Anniversary; and

BE IT FURTHER RESOLVED, that the Members of the House individually and on behalf of all of the officers and attaches of the House, express the hope that Representative Cochran may enjoy many other Birthday Anniversaries and assure him that his fellow members and the officers and attaches at this Session of the General Assembly will remember him with pleasure through all the future years; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be made a part of the records of the House and that the Chief Clerk prepare a copy for the press and to Representative Cochran.

Mr. Calhoun introduced the following resolution which, on his further motion, was adopted:

HR 47—"Relating to the Birthday Anniversary of Honorable Harvey H. Lawson."

BE IT RESOLVED by the House of Representatives of the 115th Session of the General Assembly of the State of Delaware that the members and officers of the House take this occasion to felicitate their Speaker, the Honorable Harvey H. Lawson, upon this his birthday anniversary, and to wish for him many, many happy returns of the day; and

BE IT FURTHER RESOLVED that the members and officers of the House individually hereby express their high regard for Speaker Lawson, and their appreciation for his consideration and fairness as their presiding officer at this 115th Session of the General Assembly; and

BE IT FURTHER RESOLVED that a copy of this resolution be made a part of the records of this House, and that a copy be prepared by the Clerk of the House and delivered to Speaker Lawson.

Mr. Givan presented Mr. Cochran and Mr. Lawson with gifts from the members and attaches.

Mrs. Burton lead the song "Happy Birthday."

Mr. Givan declared a recess.

On motion of Mr. Cool, **HB 392**, which had been read a third time and deferred, was taken up for consideration.

On motion of Mr. Cool action was deferred.

On motion of Mr. Collison, **HB 537**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, (Article 12 of Said Chapter) by Providing for a Tax on Incomes Commenc-

ing January 1, 1949: Providing for the Ascertainment, Assessment and Collection Thereof, Providing Penalties for the Violation of the Terms of This Act; Making an Appropriation to the State Tax Department for Administration Expenses in Connection Therewith; and Providing that the Tax on Net Incomes Imposed by Said Chapter 6 of the Revised Code of Delaware, 1935. Shall Not Be Levied and Collected on Incomes Accruing after December 31, 1948," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House. Mr. Collison moved that the title and enacting clause be considered the third and final reading unless objected to by any member. Motion prevailed. Mr. Lawson introduced **HA 1**. The privilege of the floor was granted to Mr. Gunnip, Chief Accountant, Permanent Budget Commission. On motion of Mr. Lawson, **HA 1** was adopted.

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

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

NAYS—Messrs. Cordrey, McCullough—2.

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

On motion of Mr. Bruno, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Calhoun, **HB 60**—"An Act Making Appropriations to the American Legion, Department of Delaware and the Veterans of Foreign Wars, Department of Delaware for the Furnishing of Services to Veterans and Their Dependents by the Duly Constituted Department Service Officers of Said Organization," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Bryan—1.

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

On motion of Mr. Jones, **HS** for **HB 72**—"An Act Appropriating Money to the Woods Haven School for Girls," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Jones, the substitute was adopted in lieu of the original.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough. Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Jones, **HB 124**—"An Act Proposing an Amendment to Section 25 of Article 2 of the Constitution of the State of Delaware Relating to Zoning," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Jones introduced **HA 1**, which was read. Mr. Jones moved that **HA 1** be adopted. On the question, "Shall the amendment be adopted?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Holliday, Lee, Mr. Speaker—8.

NAYS—Messrs. Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Jones, Kelton, King, Longbotham, Mabrey, Marvel, McCullough. Spear, Walsh, Warren—20.

ABSENT—Messrs. Allen, Hughes, O'Neal, Paskey, Cordrey, Sinclair, Winchester—7.

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

Mr. Jones moved that action on **HB 124** be deferred. Motion prevailed.

On motion of Mr. King, **HB 238**—"An Act Authorizing and Directing the State Highway Department to Construct a Bridge over Silver Run Creek in St. Georges Hundred, New Castle County, and Appropriating Money Therefor," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan,

Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough. Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Kelton, **HB 287**—"An Act Appropriating Money to the Adjutant General for Payment of Operations of His Department for the Balance of the Fiscal Year 1949," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough. Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Bryan, **HB 300**—"An Act Appropriating Money to the Disabled American Veterans of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Armstrong, **HS** for **HB 337**—"An Act Appropriating Money to Sigmund Schorr, LeRoy F. Hawke, John F. Newell, Thomas Cooch, Leland Wilds, Leon H. Ryan, William K. Pennington, James, E. Brown, James L. Brown, and John W.

Foreman, in Payment of Services Rendered by Them for Acting as Members of the Department of Elections for New Castle County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Armstrong, the substitute was adopted in lieu of the original.

Mr. Armstrong introduced **HA 1**, which on his further motion was adopted.

On motion of Mr. Collison, action was deferred.

On motion of Mr. Jones, **HB 383**—"An Act Making an Appropriation of Money to the State Board of Education to Complete the Building of the Public School Known as Arden School in Arden School District No. 3 in New Castle County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel McCullough, Spear, Walsh, Warren, Mr. Speaker—27.

NAYS—None.

ABSENT — Messrs. Allen, Cordrey, Donovan, Hughes, O'Neal, Paskey, Sinclair, Winchester—8.

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

On motion of Mr. Warren, **HB 384**—"An Act Authorizing the State Treasurer to Purchase Certain Highway Improvement Bonds and State Aid Bonds Issued by the Levy Courts of New Castle, Kent and Sussex Counties, Maturing during the Fiscal Biennium Ending June 30, 1951, and Making Appropriations Therefor," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough. Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Warren, **HB 385**—"An Act Appropriating Money from the State Treasury for the Purpose of Purchasing

Past Due Interest Coupons on Certain Highway Improvement Bonds and State Aid Bonds Issued by the Levy Courts of New Castle, Kent and Sussex Counties, during the Fiscal Biennium of the State of Delaware, Ending June 30, 1951," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Givan, **HB 388**—"An Act to Provide for the Instruction of the Inmates of the Children's Beach House, and Appropriating Money Therefor," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Bryan, **HB 484**—"An Act Appropriating Money to the State Board of Health for Cancer Control and Providing for Creation of an Advisory Committee." was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

On motion of Mr. Warren, **HB 528**—"An Act Making Appropriations to the Public Archives Commission of the State of Delaware for Each of the Fiscal Years Ending on the Thirtieth Day of June, A. D. 1950, and the Thirtieth Day of June, A. D. 1951 for Salaries," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Collison, Cook, Cool, Donovan, Evans, Givan Holiday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Spear, Walsh, Warren, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Allen, Cochran, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—8.

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

On motion of Dr. Benger, **HB 599**—"An Act Making an Appropriation to the State Treasurer for the Purpose of Paying Maturities and Interest on Certain Bonds of the State of Delaware Issued Pursuant to Various Statutes of the State Authorizing the Issuance of Said Bonds," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough. Spear, Walsh, Warren, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Hughes, O'Neal, Paskey, Sinclair, Winchester—7.

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

Requests that the following be stricken from the calendar were granted to members as follows: **HB 204**, by Holliday; **HB 285**, by Calhoun; **HB 227**, by Cook.

Requests that the following be recommitted were granted

to members as follows: **HB 46**, by Kelton.

The Speaker announced he was about to sign: **HB 237 135**, with **HA 1, 301, 236, 315, 318, 372, 375** with **HA 1, SB 102, 107, 276, 404, 111, 103, 127**.

Mr. Warren moved that the House adjourn until May 11, 11:00 A. M.

72ND LEGISLATIVE DAY

House met pursuant to adjournment, Wed., May 11, 12:25 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

ABSENT—Mr. Allen—1.

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

Communications: 1 for **HB 15**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 504, 522**, by Revised Statutes; **HS** for **HB 520**, by Judiciary and Crime.

Mr. Warren moved that the House recess until 3:00 P. M.

House met at expiration of recess.

The following bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 46**, by Kelton; to Fish, Oysters and Game.

Mr. Lawson introduced the following resolution on which, on his further motion, action was deferred.

HR 48—"Requesting Return of House Bill No. 537 from the Senate."

BE IT RESOLVED by the House of Representatives of the 115th Session of the General Assembly of the State of Delaware, that the Senate of the 115th Session of the General Assembly be requested to return to the House of Representatives for consideration, House Bill No. 537.

On motion of Mr. Warren **HR 45**, which had been read and deferred on May 9, was taken up for consideration.

Mr. Bryan explained that the letterheads in the resolution were for official use in the Document Clerk's office.

On motion of Mr. Warren **HR 45** was adopted.

Mr. Warren moved that the House adjourn until Thurs., May 12, 11:00 A. M.

73RD LEGISLATIVE DAY

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

Prayer by the Chaplain, Rev. Wilkins.

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

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

Communications: 1 for **SB 67**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 291**, by Public Highways; **HB 218**, by Miscellaneous; **HB 59, 279, SB 341**. **SS** for **SB 118**, by Fish, Oysters and Game; **SB 174, 181, SS** for **SB 272, HS** for **HB 310, HS** for **HB 311, HS** for **HB 312, HS** for **HB 313**, by Temperance; **SB 227**, by Appropriations; **SS** for **SJR 9, HB 460, 507**, by Miscellaneous.

Mr. Warren moved that the House recess until 3:00 P. M.
House met at expiration of recess.

The following substitute bills (with titles the same as the original bills) were introduced, given first and second reading by title only and referred to committee as follows: **HS** for **HB 140**, by Calhoun, to Public Highways; **HS** for **HB 557**, by Givan, to Municipal Corporations.

Mr. Kelton introduced: **HS** for **HB 481**—"An Act Appropriating the Sum of Eighteen Thousand Dollars (\$18,000.00) to the State Board of Health for the Construction of Housing Facilities for Employees of the Brandywine Sanatorium," which was given first and second reading by title only and referred to the Committee on Appropriations.

On motion of Dr. Benger, **HR 42**, which had been read and deferred, was taken up for consideration and on further motion of Dr. Benger was adopted.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 4, 71, 99, 180** with **HA 1, HB 200, 214, 295, 345, 377, 416, 537** with **HA 1**.

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

SB 227—"An Act Making Appropriations to the State Board of Education, to Certain Boards of Education, and to Certain

Boards of School Trustees to Provide for the Payment of Costs and Expenses over and above the Present Appropriations Available to the State Board of Education, Said Boards of Education and Boards of School Trustees for Such Purposes"; to Appropriations.

SB 241—"An Act to Amend Chapter 86 of the Revised Code of Delaware, 1935, Relating to Divorce, Changing the Time within Which a Decree Nisi Shall Become Absolute; Exception in Actions of Divorce Heretofore Instituted"; to Revised Statutes.

SB 322 with **SA 1**—"An Act to Amend Chapter 44, Revised Code of Delaware, 1935, Relating to 'Valuation and Assessment of Property' by Providing for a New Valuation and Assessment of All Property in New Castle County on or before July 1, 1950 and Every Four Years Thereafter"; to Revised Statutes.

SS for **SB 397**—"An Act Appropriating Money to the Delaware Harness Racing Commission for Expenses for Each of the Two Fiscal Years Ending June 30, 1950, and June 30, 1951"; to Appropriations.

SB 196 with **SA 1**—"An Act Appropriating Money to Dover Special School District to Pay the Claim of Julius Hughes for Personal Injuries"; to Claims.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following: **SCR 28**—"Appropriating Money to Pay for Certain Supplies Needed and Used by the Senate and House of Representatives for the 115th General Assembly," which was read and on further motion of Mr. Bryan was adopted and ordered returned to the Senate.

On motion of Mr. Collison, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Bryan, **HS** for **HB 230**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' Regarding Restricted Experimental, Propagating and Shooting Preserves, in New Castle County, and the Authority of the Board with Respect Thereto," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Bryan the substitute was adopted in lieu of the original.

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

YEAS—Messrs. Allen, Armstrong, Benger, Camper, Evans, Jones, Kelton, King, Lee, Paskey, Sinclair, Walsh—12.

NAYS—Messrs. Bruno, Bryan, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Givan, Holliday, Hughes, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Spear, Warren, Winchester, Mr. Speaker—21.

ABSENT—Messrs. Blendt, Calhoun—2.

Messrs. Bryan and Holliday having changed their votes from “Yea” to “Nay.”

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

On motion of Mr. Bryan, seconded by Mr. Holliday, **HS** for **HB 230** was restored to the calendar.

On motion of Mr. Armstrong **HS** for **HB 337** with **HA 1**—‘An Act Appropriating Money to Sigmund Schorr, LeRoy F. Hawke, John F. Newell, Thomas Cooch, Leland Wilds, Leon H. Ryan, William K. Pennington, James E. Brown, James L. Brown, and John W. Foreman, in Payment of Services Rendered by Them for Acting as Members of the Department of Elections for New Castle County,” on which action had been deferred. was taken up for consideration.

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

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

NAYS—None.

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

On motion of Mr. Jones, **HB 339**—“An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, Relating to State Revenue, by Providing for Payments of Services to Distributors of Motor Fuel for Collecting Motor Fuel Tax,” was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Camper, Carey, Cool, Cordrey, Donovan, Givan, Holliday, Jones, King, Lee, Mabrey, Marvel, McCullough, O’Neal, Paskey, Spear, Walsh, Warren—20.

NAYS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Cochran, Cook, Evans, Kelton, Longbotham, Sinclair, Winchester, Mr. Speaker—13.

ABSENT—Messrs. Blendt, Hughes—2.

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

On motion of Mr. Bryan, **HB 346**—“An Act Regulating the Processing of Poultry,” was taken up for consideration and read

a third time, by title and enacting clause, in order to pass the House.

Mr. Warren introduced **HA 1** which on his further motion was adopted.

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

YEAS—Messrs. Allen, Armstrong Benger, Blendt, Bruno, Bryan, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Evans, Givan, Holliday, Jones, Kelton, Lee, Mabrey, Marvel, McCullough O'Neal, Paskey, Spear, Walsh, Warren, Winchester, Mr. Speaker—29.

NAYS—None.

ABSENT — Messrs. Calhoun, Donovan, Hughes, King, Longbotham, Sinclair—6.

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

On motion of Mr. Sinclair, **HB 356**—"An Act to Amend Chapter 6 of the Revised Code of the State of Delaware, 1935, as Amended, Relating to Occupational Licenses," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Sinclair, **HB 398**—"An Act Appropriating Certain Moneys to Provide a Pension Fund for Retired and Disabled Public School Teachers of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House and was ordered to the Senate for Concurrence.

On motion of Mr. Evans, **HB 412**—"An Act Appropriating Certain Moneys to Elsie V. White in Event of the Claim of Said Elsie V. White against the State of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Bryan, **HS** for **HB 539**—"An Act to Amend Chapter 10 of the Revised Code of Delaware, 1935, as Amended, with Reference to the Printing, Distribution and Disposal of Legislative Journals," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Bryan moved that the substitute be adopted in lieu of the original. Motion prevailed.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Blendt, McCullough—3.

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

On motion of Mr. Camper, **HS** for **HB 570**—"An Act Authorizing the State Highway Department to Vacate Public Roads Which Have Been Superseded by Improved Roads or Highways," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Camper, the substitute was adopted in lieu of the original.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Bruno, Bryan,

Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham Mabrey, Marvel, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Blendt, Hughes—2.

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

On motion of Mr. Collison, **SB 63** with **SA 1**—"An Act to Amend Chapter 83, Volume 45, Laws of Delaware, as Amended, Relating to Aid for the Needy Blind, by Providing an Incentive to Rehabilitation and Self-Support and by Increasing the Maximum Amount of Financial Assistance," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Evans, **SB 79**—"An Act to Amend Chapter 20 of the Revised Code of Delaware, 1935, as Amended, Relating to Insurance Department, by Increasing Requirements for Certificate of Authority," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Cordrey, Bryan—2.

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

On motion of Mr. Collison, **SB 112**—"An Act to Amend an Act Entitled 'An Act to Reincorporate the Town of Laurel,' being Chapter 164, Volume 29, Laws of Delaware, as Amended

by Chapter 105, Volume 38, Laws of Delaware, by Providing an Additional Member at Large of the Town Council of Laurel, and the Election or Appointment of Such Additional Member," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

On motion of Mr. Collison, **SB 141**—"An Act to Amend Chapter 216, Volume 46, Laws of Delaware, Entitled 'An Act to Amend an Act Entitled "An Act to Re-Incorporate the Town of Millsboro," being Chapter 203 of Volume 25, Laws of Delaware, and Authorizing the Annexation of Certain Contiguous Territory to the Said Town' by Providing that the Town May Divide the Proposed Contiguous Territory into Sub-Sections and Add Portions Thereof from Time to Time, without Necessarily Annexing the Entire Section as a Single Addition," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Blendt—1.

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

On motion of Mr. Collison, **SB 142**—"An Act to Authorize the Commissioners of Millsboro to Apply Funds Realized from Certain Bond Issues to the Making of Repairs, Extensions, or Improvements to the Water Plant and Water Distribution System in Millsboro, as Well as to the Purposes Mentioned in the Legislative Acts Originally Authorizing the Said Bond Issues," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Blendt, Longbotham—2.

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

Mr. Sinclair moved that the Rules be suspended in so far as they might apply to **SB 227**, in order that it might be acted on, due to the urgency of the need for funds for transportation for school children. Motion prevailed.

On motion of Mr. Sinclair, **SB 227**—"An Act Making Appropriations to the State Board of Education, to Certain Boards of Education, and to Certain Boards of School Trustees to Provide for the Payment of Costs and Expenses over and above the Present Appropriations Available to the State Board of Education, Said Boards of Education and Boards of School Trustees for Such Purposes," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

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

Requests that the following be recommitted were granted to members as follows: **HB 140**, by Calhoun; **HB 459**, by McCullough.

The Speaker announced he was about to sign: **SB 91** with **HA 1**, **HB 4**, **71**, **99**, **214**, **200**, **295**, **345**, **416**, **377**.

The Speaker announced that in compliance with the request of the Senate contained in **SR 47**, the Bill Clerk of the House had returned to the Secretary of the Senate **HB 314** for reconsideration.

Mr. Warren moved that the House adjourn until Fri., May 13, 11:00 A. M.

74TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., May 13, 12:02 P. M.

Prayer by the Chaplain, Rev. J. E. Thomas.

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

Members absent—Mr. Hughes—1.

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

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 190** (on its merits), by Revenue and Taxation; **SB 324, 326**, by Judiciary and Crime; **SS** for **SJR 3, SB 410, HB 265**, by Claims.

Mr. Warren moved that the House recess until 2:30 P. M. House met at expiration of recess.

Mr. Warren introduced the following resolution which, on his further motion, was deferred: **HCR 17**—"Making Application to the Congress of the United States for the Calling of a Convention to Propose an Amendment to the Constitution of the United States."

Mr. Warren introduced the following resolution which, on his further motion, was deferred: **HCR 18**—"Relative to a Refund of Bond Premiums Paid by Leroy H. Ryan, Sr., Esq."

The Secretary of the Senate informed the House that the Senate had not concurred in the following: **HB 165, 184, 185**.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 79, 81, 252, 281, 290** with **HA 1, 291, 297, HS** for **HB 495, HB 496, 497, 498, 499**.

The Secretary of the Senate informed the House that the Senate had passed and requested concurrence of the House in **HB 450** with **SA 1**, which was presented by the Chair and referred to the Committee on Judiciary and Crime.

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

SB 308 with **SA 1**—"An Act to Amend Chapter 108 of the Revised Code of Delaware, 1935, as Amended, by Increasing the Annual Appropriation for the Compensation of Reporters and Stenographers and for Office Supplies and Equipment of the Law

Courts of This State, and Making a Deficiency Appropriation Therefor during the Fiscal Year 1949"; to Appropriations.

SB 218—"An Act Providing for the Creation of a Department of Purchasing for the State of Delaware; Its Powers and Duties and Appropriation Thereto"; to Appropriations.

SS for SB 273—"An Act to Create and Establish a Public Service Commission, and Prescribing Its Powers and Duties, and to Provide for the Regulation and Control of Public Service Corporations and Public Utilities, and Making Appropriations Therefor"; to Miscellaneous.

SB 282 with SA 1—"An Act Appropriating Money to the State Board of Health for Cancer Control, to Be Administered Solely by the State Board of Health"; to Public Health.

SS for SS for SB 283—"An Act to Amend Chapter 20 of the Revised Code of Delaware, 1935, as Amended, Relating to the Insurance Department, and Providing Additional Requirements for Certificate of Authority"; to Banking and Insurance.

SB 376—"An Act Authorizing the State of Delaware to Borrow the Sum of One Million Two Hundred Eighty Thousand Dollars (\$1,280,000) and to Issue Bonds Therefor to Redeem and Refund a Portion of Certain Bonds of the State of Delaware Known as 'State Highway Refunding Bonds,' and Appropriating Funds for the Payment of Costs and Expenses Incident to the Calling of Said Bonds and the Issuance of the New Bonds, to Pay the Interest on Said New Bonds and to Redeem the Outstanding Bonds"; to Appropriations.

SB 330—"An Act Authorizing and Directing the Levy Court of New Castle County to Provide for the Control of Floods of Little Mill Creek and Authorizing a Maximum Expenditure Therefor"; to Public Health.

SCR 29—"Making an Appropriation for Telephone Service Charges and Toll Calls in Connection with the Work of the Legislature of the 115th General Assembly of the State of Delaware," which was read and on further motion of Mr. Warren was adopted.

On motion of Mr. Collison, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Cool, **HB 28**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, as Amended, to Authorize the State Board of Education to Sell Property No Longer Needed for School Purposes and to Provide for the Use of the Proceeds of Such Sales," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Cook, Cool, Evans, Jones, Kelton, Lee, Marvel, Sinclair, Walsh, Winchester—12.

NAYS—Messrs. Blendt, Bruno, Calhoun, Carey, Cochran, Collison, Givan, Holliday, King, Longbotham, Mabrey, Spear, Warren, Mr. Speaker—14.

ABSENT — Messrs. Allen, Bryan, Cordrey, Donovan, Hughes, O'Neal, Paskey—7.

NOT VOTING—Messrs. Camper, McCullough—2.

So the question was decided in the negative and the bill having received the required constitutional majority was lost.

On motion of Mr. Kelton, **HB 59**—"An Act to Amend Chapter 75 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' with Respect to the Shooting of Game Birds or Animals under Certain Conditions," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS — Messrs. Armstrong, Blendt, Bruno, Calhoun, Camper, Cochran, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Marvel, McCullough, Sinclair, Walsh, Mr. Speaker—19.

NAYS — Messrs. Benger, Carey, Collison, Cook, Cool, Mabrey, Spear, Warren, Winchester—9.

ABSENT — Messrs. Allen, Bryan, Cordrey, Donovan, Hughes, O'Neal, Paskey—7.

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

On motion of Mr. Walsh, **HB 190**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Relating to the Levy Court of New Castle County and Providing for an Increase in the Limit of the Total Tax Rate in Said County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Bruno introduced **HA 1**, which was read.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Calhoun, Cool, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Marvel, Sinclair, Spear, Warren, Winchester, Mr. Speaker—18.

NAYS—Messrs. Blendt, Carey, Cochran, Collison, Cook, King, Mabrey, McCullough, Walsh—10.

ABSENT — Messrs. Allen, Bryan, Cordrey, Donovan, Hughes, O'Neal, Paskey—7.

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

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

YEAS — Messrs. Armstrong, Benger, Blendt, Bruno, Calhoun, Carey, Cochran, Cook, Cool, Evans, Givan, Holliday,

Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, Sinclair, Spear Warren, Winchester. Mr. Speaker—24.

NAYS—Mr. Walsh—1.

ABSENT — Messrs. Allen, Bryan, Cordrey, Donovan, Hughes, O'Neal, Paskey—7.

NOT VOTING—Messrs. Camper, Collison, McCullough—3.

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

On motion of Mr. King, **HB 218**—"An Act to Amend Chapter 14 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Secretary of State,' by Authorizing the Secretary of State to Appoint an Assistant to the Secretary of State, Designating the Duties of the Assistant to the Secretary of State, and Providing for the Certification of Records," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Mabrey, Marvel, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren Winchester, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Hughes, Longbotham, McCullough—3.

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

On motion of Mr. Bruno, **HB 440**—"An Act to Amend Chapter 67 of the Revised Code of Delaware, 1935, as Amended, Relative to 'The City of Wilmington,' by Providing for the Suspension of Sentences and the Use of Probation in Criminal Cases 'In the Municipal Court for the City of Wilmington,' and Making the Violation of the Terms of Probation a Misdemeanor and Providing a Penalty for Such Violations," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Mr. Hughes—1.

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

On motion of Mr. Marvel, **HB 468**—"An Act Appropriating Money to the Delaware Commission for the Feeble Minded for Operation Expenses for the Balance of the Fiscal Year Ending June 30, 1949," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Hughes, McCullough—2.

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

On motion of Mr. Spear, **HB 503**—"An Act Appropriating the Sum of Four Hundred and Ten Dollars (\$410.00) to the Delaware Commission for the Feeble Minded to Re-Imburse Charles Davis and Elizabeth Davis, His Wife, for the Funeral Expenses of Their Son, William Davis," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Mabrey, Marvel, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Cool, Hughes, Longbotham, McCullough—4.

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

On motion of Mr. Givan, **HB 509**—"An Act Providing for the Regulation and Sale of Live Poultry in the State of Delaware by the State Board of Agriculture; Providing for the Licensing of Buyers in Two Classes; Form of Application; Proof of Financial Responsibility Required; Revocation of Licenses; Penalties for Violation; Right of Appeal," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Givan introduced **HA 1**, which on further motion was adopted.

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

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

NAYS—None.

ABSENT—Messrs. Hughes, Longbotham—2.

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

On motion of Mr. Bruno, **HS** for **HB 521**—"An Act to Amend Chapter 78 of the Revised Code of Delaware, 1935, as Amended, by Making the Day of the Week Known as Saturday a Holiday for All Elected and Appointed Officials of the State of Delaware, Its Agencies and the Employees of Said Officials and Agencies and for the Elected and Appointed Officials of the State of Delaware (Except the Members of the State Highway Police Department), was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Bruno, the substitute was adopted in lieu of the original.

On motion of Mr. Bruno, action was deferred.

On motion of Mr. Sinclair, **HB 525**—"An Act Appropriating Money to the 'Board of Managers of the Detention Home' for Salaries and Wages," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Cool, Hughes, McCullough—3.

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

On motion of Mr. Sinclair, **HS** for **HB 534**—"An Act Providing a Method for the Appropriation and Allocation of Funds for the Maintenance, Support and Operation of the Free Public Schools of the State; and Granting to the Permanent Budget Commission and the State Board of Education Certain Powers and Authority to Regulate the Distribution of the Funds Appropriated," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Sinclair, the substitute was adopted in lieu of the original.

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

YEAS — Messrs. Armstrong, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Allen, Benger, Bryan, Cordrey, Donovan, Hughes, O'Neal, Paskey—8.

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

On motion of Mr. Jones, **SB 166**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles, Increasing Axle Weight of Vehicles on Primary Roads to Be Designated by State Highway Commission," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Blendt, Bryan, Carey, Cochran, Collison, Cook, Donovan, Jones, Kelton, King, Lee, Mabrey, Marvel, McCullough, Spear, Winchester, Mr. Speaker—18.

NAYS—Messrs. Armstrong, Benger, Camper, Evans, O'Neal, Sinclair, Walsh, Warren—8.

ABSENT—Messrs. Bruno, Calhoun, Cool, Cordrey, Givan, Holliday, Hughes, Longbotham—8.

NOT VOTING—Mr. Paskey—1.

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

On motion of Mr. Jones, **SB 167**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles, Providing that Coupled Axles on Semi-Trailers Known as Low-Bed Trailers, Shall Be Spaced Thirty-Six Inches or More Apart," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—None.

ABSENT — Messrs. Allen, Bryan, Cordrey, Donovan, Hughes, O'Neal, Paskey—7.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered returned to the Senate.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 459**, by McCullough.

Requests that the following be recommitted were granted to members as follows: **HB 134**, by Sinclair.

The Speaker announced he was about to sign: **SB 227, 79, 112, 141, 142, SCR 28, HB 79, 81, 252, 281, 291, 498, HB 180** with **HA 1, HB 297, 496, 497, 499, HS** for **HB 495, HB 290**, with **HA 1**.

On motion of Mr. Warren, the House adjourned until Mon., May 16, 1949, 11:00 A. M.

75TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., May 16, 12:05 P.M.

Prayer by the Chaplain, Rev. Thomas.

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

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

Communications: 1 for **HB 63**, 1 for **HB 64**; 1 against **SB 166**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HS** for **HB 557**, by Municipal Corporations; **HB 483**, by Claims; **HB 465, 530**, by Judiciary and Crime; **SB 359, 323**, by Miscellaneous; **SB 330**, by Public Health; **SB 345** (on its merits), by Judiciary and Crime; **HB 62** (on its merits), by Appropriations; **SS** for **SB 283**, by Insurance and Banking; **HB 205, 271, 275, 289, 342, 390, HS** for **HB 396, HS** for **HB 590**, by Revised Statutes; **SB 297, 298, HB 126** (on its merits), by Miscellaneous; **HB 529, HS** for **HB 587**, by Federal Relations.

The Committee on Passed Bills reported as approved by the Governor: **HB 11, 270, 323** (May 12); **HB 96** (May 13); **HB 18, 27, 32, 43, 48, 66, HS** for **HB 76, HB 93, 102, 135, 141, 171, 173, 237, 236, 272, 301, 315, 318, 320, 354, 366, 372, 405, 476, 523, 35, 190** with **HA 1** (May 16); and that **HCR 16** became a law on May 12 without the Governor's signature.

Mr. Warren moved that the House recess until 2:30 P. M. House met at expiration of recess.

The following substitute bills with titles the same as the original bills were introduced given first and second reading by

title only, and referred to committee as follows: **HS** for **HB 547**, by Lawson, to Appropriations; **HS** for **HB 552**, by Lawson, to Appropriations; **HS** for **HB 566**, by Bruno, to Miscellaneous.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 6**, **9**, **HB 190** with **HA 1**, **HS** for **HB 305**, **HB 324**, **325**, **340**, **368**.

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

SB 16—"An Act to Amend Chapter 98, Revised Code of Delaware, 1935, Relating to Settlement of Estates, by Repealing the Provisions Requiring Executors and Administrators to Provide Perpetual Care for Cemetery Lots"; to Revised Statutes.

SB 213—"An Act to Regulate and Control the Barber Shop Business, Conferring upon the Board of Examiners of Barbers Powers and Jurisdiction with Relation Thereto; Defining Such Powers, Jurisdiction and Duties; Authorizing the Said Board to Approve Price Schedules and to Make Orders Fixing Minimum Prices for Barber Services; Providing for Judicial Review of Such Acts of Said Board; Providing Penalties for the Violation of This Act"; to Revised Statutes.

SB 229—"An Act to Amend Chapter 66 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Banks, Savings Societies and Trust Companies' by Adding a New Article to Said Chapter to Be Designated Article 12 with Reference to Money Forwarders by Regulating the Business of Such Money Forwarders and Prescribing the Duties and Authority of the State Bank Commissioner with Respect Thereto"; to Banking and Insurance.

SB 315—"An Act to Amend Chapter 119 of Volume 46, Laws of Delaware, 1947, Entitled, 'An Act Providing for Apportionment of Federal and State Estate Taxes,' Relative to Apportionment in the Case of Individual, Testator or in Case of Gift Inter-vivos"; to Judiciary and Crime.

SS for SB 372—"An Act to Amend Chapter 33, Revised Code of Delaware, 1935, as Amended, Relative to the Board of Examiners of Barbers; Providing for the Appointment of a Commission and Establishing Its Jurisdiction Throughout the State; Regulation of Licenses; Expiration of Appointment; Power to Make Regulations; Regulations of Apprentices; Establishing Rules for the Operation of Barber Shops"; to Revised Statutes.

SJR 8—"Authorizing the Conveyance unto James M. Satterfield of a Right-of-Way across Lands of the State of Delaware in the City of Dover Running from Lands of James M. Satterfield to Court Street in Said City, in Exchange for the Right-of-Way Presently Held by the Said James M. Satterfield across Other Lands of the State of Delaware in the City of Dover"; to Public Highways.

SS for SB 33—"An Act to Amend Chapter 19, Volume 42, of the Laws of Delaware, Relative to Appropriating Certain Money to the University of Delaware for the Purpose of Establishing Scholarships for Delaware, at Delaware College, University of Delaware"; to Appropriations.

SS for SB 178 with SA 1—"An Act to Create a Water Pollution Commission and to Define Its Membership, Duties and Powers"; to Public Health.

SB 286—"An Act to Amend Chapter 48, Volume 46, Laws of Delaware, 1947, by Providing a Uniform State Supported Salary Schedule for Superintendents, Principals, Teachers, Nurses, Secretaries, Clerks, Custodians, and for Providing Supervision for Custodial Personnel in the Various School Districts of the State, and Providing Appropriations Therefor"; to Revised Statutes.

SB 357—"An Act Appropriating Certain Money to the University of Delaware for the Purpose of Establishing Scholarships at the University of Delaware; Providing for the Appointment of a Scholarship Committee and Providing that the Scholarships Be Awarded to Students Desirous of Entering the Teaching Profession"; to Appropriations.

SB 360—"An Act to Amend Chapter 58, Revised Code of Delaware, 1935, as Amended, by Chapter 150, Volume 45, Laws of Delaware, 1944-45 by Increasing the Compensation of Primary Election Officers"; to Elections.

SB 374—"An Act Authorizing the State of Delaware to Borrow Nine Million Dollars (\$9,000,000.00) and Issue Bonds Therefor, to Provide a Highway Improvement Program, for the Purpose of Acquiring Lands and Rights-of-Way and Constructing and Reconstructing Roads, Highways, Bridges and Improvements Incidental Thereto, and Providing the Form of the Bonds and Coupons as Well as the Procedure for the Sale Thereof, Providing for the Payment of Principal and Interest of Said Bonds, and Appropriating the Sum Received Therefrom to the State Highway Department"; to Appropriations.

SS for SB 419—"An Act Authorizing the Kruse School to Sell Certain Lands and Premises Situate in Christiana Hundred New Castle County and State of Delaware, Authorizing the Execution and Delivery of a Deed for the Lands So Sold, and Authorizing the Proceeds to Be Deposited in the General Fund"; to Miscellaneous.

SCR 24 with SA 1 and 2—"Providing for the Creation of a Delaware Highway Planning Committee for the Purpose of Preparing a Long-Range Plan for the Improvement of the Roads, Streets and Bridges of This State"; to Public Highways.

On motion of Mr. Collison, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Donovan, **HS for HB 26**—"An Act to

Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' Regarding the Protection of Deer," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Donovan moved that the substitute be adopted in lieu of the original. Motion prevailed.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—Messrs. Blendt, Spear—2.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey—5.

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

On motion of Mr. Lawson, **HB 182**—"An Act Appropriating Certain Monies for the Support and Maintenance of the District Library Commissions of the State of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey—5.

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

On motion of Mr. Lawson, **HB 201**—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in Sussex County," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey

—5.

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

On motion of Mr. Lawson, **HB 202**—"An Act Authorizing the Levy Court of Sussex County to Make Available to the Board of Soil District Supervisors of the Soil Conservation District of Sussex County Certain Funds for the Employment of a Manager of Operations," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengert, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey

—5.

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

On motion of Mr. Longbotham, **HS** for **HB 310**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, as Amended by Chapter 203, Volume 44, Laws of Delaware, Relating to the Purchase of Alcoholic Liquor for Personal Use," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Longbotham moved that the substitute be adopted in lieu of the original. Motion prevailed.

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

YEAS—Messrs. Armstrong, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—25.

NAYS — Messrs. Bengert, Cool, Donovan, McCullough, O'Neal—5.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey—5.

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

On motion of Mr. Longbotham, **HS** for **HB 311**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935,

as Amended by Chapter 203, Volume 44, Laws of Delaware, Relating to Alcoholic Liquor, Wines and Beer in Reference to the Sale and Delivery of Alcoholic Liquor," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Longbotham moved that the substitute be adopted in lieu of the original. Motion prevailed.

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

YEAS—Messrs. Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—26.

NAYS—Messrs. Cool, Donovan, McCullough, O'Neal—4.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey—5.

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

On motion of Mr. Longbotham, **HS** for **HB 312**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, as Amended by Chapter 203, Volume 44, Laws of Delaware, Relating to the Purchase of Alcoholic Liquor for Personal Use," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Longbotham moved that the substitute be adopted in lieu of the original. Motion prevailed.

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

YEAS—Messrs. Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—26.

NAYS—Messrs. Cool, Donovan, McCullough, O'Neal—4.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey—5.

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

On motion of Mr. Longbotham, **HS** for **HB 313**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, Relating to Alcoholic Liquor, Wines and Beer, as Amended by Chapter 203, Volume 44, Laws of Delaware, Providing that Certain Quantities of Spirits and Wine or Spirits and Beer May Be Sold and/or Purchased," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Longbotham moved that the substitute be adopted in lieu of the original. Motion prevailed.

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

YEAS—Messrs. Armstrong, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cordrey, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—24.

NAYS—Messrs. Benger, Cool, Donovan, McCullough, O'Neal—5.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Marvel, Paskey—6.

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

On motion of Mr. Walsh, **HB 391**—"An Act Making an Appropriation to the State Building and Grounds Commission for the Purpose of Installing a Fire Alarm System for the State House at Dover," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, King, Paskey—6.

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

On motion of Mr. Kelton, **HB 404**—"An Act to Amend Chapter 44, Revised Code of Delaware, 1935, with Respect to the Assessment of Certain Personal Property," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Kelton introduced **HA 2**, which on his further motion was adopted.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Marvel, Paskey—6.

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

On motion of Mr. Lawson, **HB 455**—"An Act Appropriating Money to the Delaware Commission for the Feeble Minded to Make Permanent Improvements and Repairs to the Infirmary and the Laundry at the State Institution for the Feeble Minded at Delaware Colony," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Allen, Camper, Givan, Hughes, Paskey—5.

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

On motion of Mr. Lawson, **HB 485** with **HA 1**—"An Act to Amend Chapter 60, Revised Code of Delaware, 1935, as Amended, Entitled, 'General Elections,' with Reference to the Filing of a Supplemental Certificate of Nominations," on which action had been deferred, was taken up for consideration. On motion of Mr. Lawson, **HA 1** was adopted.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Paskey—2.

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

On motion of Mr. Lawson, **HB 551**—"An Act Appropriating the Sum of One Hundred Dollars to the State Highway Department to Refund a Fine Imposed on Robert B. Atkins Wrongfully for Motor Vehicle Law Violation," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Spear, Walsh, Warren, Winchester, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Allen, Cool, Paskey, Sinclair—4.

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

On motion of Mr. Bryan, **HS** for **HB 230**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' Regarding Restricted Experimental, Propagating and Shooting Preserves in New Castle County, and the Authority of the Board with Respect Thereto," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Bryan, the substitute was adopted in lieu of the original.

Mr. Bryan introduced **HA 1**, which on his further motion was adopted.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Camper, Carey, Cochran, Collison, Cook, Cool, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Mr. Speaker—27.

NAYS—Messrs. Donovan, Longbotham, Mabrey, Warren—4.

ABSENT—Messrs. Calhoun, Cordrey, O'Neal, Winchester—4.

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

On motion of Mr. Collison, **SB 177**—"An Act to Amend Chapter 164, Volume 29, Laws of Delaware, Being an Act Entitled: 'An Act to Re-Incorporate the Town of Laurel,' by Giving Authority to the Mayor and Council of Laurel to Levy and Impose Annual Service Charges for the Use of Sewers in the Town of Laurel," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Spear introduced **HA 1**, which on his further motion was adopted.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno,

Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Calhoun, **SB 181**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, as Amended, Relative to Alcoholic Liquor, Wines and Beer, Prohibiting a Minor from Entering or Remaining in a Tavern, Taproom or Package Store; Providing Penalty for Violation Thereof," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—31.

NAYS—Mr. McCullough—1.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Collison, **SB 183**—"An Act to Amend Chapter 182 of Volume 45, Laws of Delaware, 1944-5, Entitled, 'An Act to Re-Incorporate the Town of Delmar,' by Changing the Hours for Holding the Town Election, Changing the Date on Which the Newly Elected Council and Mayor Shall Assume Their Duties and by Increasing the Limit of Taxation for General Town Purposes," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Spear introduced **HA 1**, which on his further motion was adopted.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh Warren Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Collison, **SB 205**—"An Act Making an Annual Appropriation to the Clerk of the Supreme Court for Incidental Expenses of the Said Court," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh Warren Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Longbotham, **SB 216**—"An Act to Amend Chapter 104 of Volume 45, Laws of Delaware, 1944-45, Entitled 'An Act Providing for the Payment of Pension Benefits to Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Therefor, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Nonassignable, and Also Providing for the Reduction of Benefits under Certain Conditions,' as Amended, Providing that after Three Years' Service, upon Return to Said or Similar Employment within the Term of One Year Thereafter, the Full Term of Employment Shall Be Considered 'Covered Employment,'" was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Collison introduced **HA 1**, which on further motion was adopted.

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

YEAS—Messrs. Allen, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—30.

NAYS—Mr. Cook—1.

ABSENT—Messrs. Armstrong, Cordrey, O'Neal, Winchester—4.

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

On motion of Mr. Bryan, **SB 240**—"An Act to Amend Chapter 98 of the Revised Code of Delaware, 1935, as Amended, 'Settlement of Personal Estates,' Relating to Debts of Which Notice Is Presumed," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Cochran, Collison, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—29.

NAYS—Messrs. Carey, Cook—2.

ABSENT—Messrs. Armstrong, Cordrey, O'Neal, Winchester—4.

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

On motion of Mr. Bryan, **SB 246**—"An Act Concerning Contribution among Tortfeasors, Release of Tortfeasors, Procedure Enabling Recovery of Contribution, and Making Uniform the Law with Reference Thereto," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Mr. Speaker—31.

NAYS—Mr. Warren—1.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Bryan, **SS for SB 250**—"An Act to Amend Chapter 129 of the Revised Code of Delaware, 1935, Relating to Witnesses and Evidence. Providing that the Term 'Witnesses' Shall Include a Party to the Record," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King,

Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh Warren Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Armstrong, **SS** for **SB 21**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Fish, Oysters and Game' with Reference to the Liberation of Wildlife," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, Lee, Longbotham, Paskey, Sinclair, Walsh, Warren—26.

NAYS—Messrs. King, Mabrey, Marvel, McCullough, Spear, Mr. Speaker—6.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Holliday, **SB 258**—"An Act to Amend Chapter 283, Volume 21, Laws of Delaware, Entitled 'An Act to Incorporate the Town of Little Creek' as Amended by Chapter 172, Volume 36, Laws of Delaware, by Extending the Boundaries of Said Town, and by Increasing the Amount of Taxes to Be Raised in Said Town," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh Warren Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Collison, **SB 289**—"An Act to Amend Chapter 164 of Volume 29, Laws of Delaware, 1917, Entitled 'An Act to Reincorporate the Town of Laurel,' to Require the Consent of the Council for the Appointment of Officers of the Town

of Laurel," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh Warren Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Jones, **SB 291**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles by Increasing the Costs for Replacing Number Plates," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Bruno, Bryan, Calhoun, Camper, Collison, Cook, Cool, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Mabrey, Marvel, Paskey, Sinclair, Spear, Walsh, Mr. Speaker—24.

NAYS—Messrs. Benger, Blendt, Carey, Cochran, Donovan, Longbotham, McCullough, Warren—8.

ABSENT—Messrs. Cordrey, O'Neal, Winchester—3.

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

On motion of Mr. Collison, **SS** for **SB 272**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, in Reference to the Cancellation or Suspension of Licenses for the Sale of Alcoholic Liquor, Wines and Beer," was taken up for consideration and read a third time, in full, in order to pass the House.

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

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Kelton, King, Lee, Longbotham Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Bryan, Cordrey, Jones, O'Neal, Winchester—5.

So the question was decided in the affirmative and the bill

having received the required constitutional majority passed the House, and was ordered returned to the Senate.

On motion of Mr. Collison, **SB 320**—"An Act to Authorize the Prothonotary of the Superior Court of the State of Delaware, in and for Kent County to Make Indices of Judgments in His Office," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Benger, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—29.

NAYS—None.

ABSENT — Messrs. Armstrong, Bryan, Cordrey, Jones, O'Neal, Winchester—6.

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

On motion of Mr. Collison, **SB 410**—"An Act Authorizing the State Treasurer to Transfer Certain Balances in the Accounts of Former State Treasurer Jesse S. Cooper to the General Fund of the State of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Allen, Benger, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—29.

NAYS—None.

ABSENT — Messrs. Armstrong, Bryan, Cordrey, Jones, O'Neal, Winchester—6.

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

Requests that the following be stricken from the calendar were granted to members as follows: **HB 364, 577**, by Armstrong; **HB 134**, by Sinclair.

Requests that the following be recommitted were granted to members as follows: **HB 240, 241**, by King.

The Speaker announced he was about to sign: **HS** for **HB 305, HB 324, 325, 340, 368, SB 63** with **SA 1, SCR 29, HB 190** with **HA 1, SB 167**.

Mr. Warren moved that the House adjourn until Tues., May 17, 1949, 11:00 A. M.

76TH LEGISLATIVE DAY

House met pursuant to adjournment, Tues., May 17, 12:05 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

Members absent—Mr. Spear—1.

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

Communications: 1 for **SB 200**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HS** for **HB 46**, **HS 2** for **HB 138**, by Fish, Oysters and Game; **HB 505**, **506**, by Revenue and Taxation; **HS** for **HB 140**, **HB 178**, **SB 304**, by Public Highways; **SB 282** with **SA 1** (unfavorable) by Public Health; **SCR 24** with **SA 1** and **2**, by Public Highways; **SB 229**, by Banking and Insurance; **SB 315**, by Judiciary and Crime; **SS** for **SB 419**, by Miscellaneous; **SB 301**, by Agriculture.

The following substitute bills with titles the same as the original bills (unless otherwise indicated) were introduced, given first and second readings by title only, and referred to committees as follows: **HS** for **HB 215**, by Warren, to Appropriations; **HS 2** for **HB 138**, by Walsh; to Fish, Oysters and Game.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 49—"Relative to the Payment for Printing the Daily Calendar for the House of Representatives of the 115th General Assembly of the State of Delaware from May 9th to May 16th, Inclusive."

BE IT RESOLVED By the House of Representatives of the One Hundred and Fifteenth General Assembly of the State of Delaware that the sum of Two Thousand One Hundred Sixty Dollars (\$2,160.00) be and the same is hereby appropriated out of the monies of the State Treasury, not otherwise appropriated, for the payment to Delaware State News of Dover, Delaware, the lowest responsible bidder for printing the Daily Calendar for the House of Representatives of the State of Delaware from May 9, 1949 up to and including May 16, 1949, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with the session.

The Secretary of the Senate informed the House that the

Senate had concurred in the following: **HB 37, 193, 415.**

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

SB 38—"An Act Relating to Assessment and Fraternal Organizations"; to Banking and Insurance.

SS for SB 92—"An Act to Amend Chapter 158, Volume 36, Laws of Delaware, 1929, as Amended, Entitled, 'An Act Changing the Name of "The Town of Dover" to "The City of Dover" and Establishing a Charter Therefor,' Providing for Salaries for the Mayor and Members of the Council"; to Municipal Corporations.

SB 152—"An Act Appropriating Money to the Bethany Beach Fire Company, at Bethany Beach"; to Appropriations.

SB 163—"An Act to Authorize and Direct the State Treasurer to Honor Certain Payments from the Debt Service Account of the John M. Clayton School District for Current Expenses of Said School District"; to Appropriations.

SB 179—"An Act to Amend Chapter 237, Volume 46, Laws of Delaware, Entitled 'An Act Providing for the Payment of Pension Benefits to Certain Employees of the Mayor and Council of Wilmington, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Liability for State and Local Income Taxes and Non-Assignable, and also Providing for the Reduction of Benefits under Certain Conditions,' by Decreasing the Term of Service Required, Increasing Amount of Minimum Monthly Pension Payments, Decreasing Period of Time Required for Pensions to Disabled Employees and Increasing Amount of Minimum Disability Benefits"; to Revised Statutes.

SB 288—"An Act to Amend Chapter 71 of the Revised Code of Delaware as Amended, Entitled 'Free Public Schools' by Providing that the Board of Trustees of School Districts and the Board of Education of Special School Districts Shall Prescribe the Route or Routes of School Busses Providing Free Transportation for Public School Children"; to Education.

SB 334—"An Act to Amend Chapter 191 of Volume 46, Laws of Delaware, 1947, Relating to the Acquisition of Lands in Dover for State Purposes"; to Revised Statutes.

SB 364—"An Act to Amend Chapter 60 of the Revised Code of Delaware, 1935, as Amended, Relating to General Elections by Increasing the Compensation of Election Officers"; to Elections.

On motion of Mr. Bruno, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Kelton, **HB 268**—"An Act to Amend Chapter 8 of the Revised Code of the State of Delaware, 1935, as Amended, Relating to Public Arms and Defense," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Kelton introduced **HA 1**, which on his further motion was adopted.

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

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, Lee, Longbotham, Marvel, McCullough, O'Neal, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—30.

NAYS—Messrs. King, Mabrey—2.

ABSENT—Messrs. Allen, Cordrey, Spear—3.

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

On motion of Mr. Longbotham, **HS** for **HB 520**—"An Act to Confer Additional Jurisdiction and Powers upon the Family Court for New Castle County, Delaware, the Court of Common Pleas for Kent County, and the Court of General Sessions of the State of Delaware Sitting in Any County of the State, in Support Proceedings against Persons Residing in Other States or Territories of the United States Having Substantially Similar or Reciprocal Laws," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

Mr. Longbotham moved that the substitute be adopted in lieu of the original. Motion prevailed.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Spear—2.

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

On motion of Mr. Camper, **HB 62**—"An Act Appropriating Certain Moneys to Kent and Sussex County Fair, Incorporated, for Prizes," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—None.

ABSENT—Messrs. Allen, Longbotham, Spear—3.

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

On motion of Mr. Collison, **HB 126**—"An Act Authorizing the People to Indicate by Ballot Whether or Not They Are in Favor of the Payment of a Cash Bonus by the State of Delaware to Veterans of World War II," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

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

NAYS—Mr. Warren—1.

ABSENT—Mr. Spear—1.

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

On motion of Mr. Bryan, **HB 205**—"An Act to Amend Chapter 44 of the Revised Code of Delaware, 1935. as Amended, by Exempting from Assessment and Taxation Property of Non-Profit Corporations, without Capital Stock. Organized for the Purpose of Rendering Service without Recompense and for Charity, to Scientific, Literary and Educational Ends of the State of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS — Messrs. Armstrong, Blendt, Bryan, Cochran, Hughes, Kelton, Lee, Marvel, McCullough, Walsh, Mr. Speaker—11.

NAYS—Messrs. Allen, Benger, Calhoun, Camper, Carey, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Jones, King, Longbotham, Mabrey, O'Neal, Paskey, Sinclair, Warren, Winchester—22.

ABSENT—Messrs. Bruno, Spear—2.

So the question was decided in the negative and the bill having received the required constitutional majority was lost.

Mr. Warren moved that the House recess until 7:30 P. M.

House met at expiration of recess.

Mr. Warren introduced the following resolution, which was read:

HR 50—"Requesting Return of House Bill No. 1 from the Senate."

BE IT RESOLVED By the House of Representatives of the 115th Session of the General Assembly of the State of Delaware, that the Senate of the 115th Session of the General Assembly be requested to return to the House of Representatives for consideration, House Bill No. 1.

Mr. Warren moved that **HR 50** be adopted. On the question "Shall the resolution be adopted?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Armstrong, Bengier, Bruno, Bryan, Calhoun, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Sinclair, Warren, Winchester, Mr. Speaker—18.

NAYS—Messrs. Blendt, Camper, Carey, Cochran, Collison, Cook, Cordrey, Hughes, King, Mabrey, Marvel, McCullough, O'Neal, Paskey, Walsh—15.

ABSENT—Messrs. Allen, Spear—2.

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

On motion of Mr. Paskey, **HB 271**—"An Act to Amend Chapter 207, Volume 24, Laws of Delaware, Entitled 'An Act to Incorporate the Town of Bowers,' as Amended, by Providing for the Appointment of a Fire Marshal and Defining His Duties," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS — Messrs. Armstrong, Bengier, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Bryan, Cordrey, Hughes, King, O'Neal, Spear—8.

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

On motion of Mr. Marvel, **HB 483**—"An Act Appropriating Money Out of the State Treasury to Stella F. Knowles, Grandmother of Benjamin L. Wagamon, Deceased, to Pay a Claim against the State of Delaware for the Death and Funeral Expenses of Her Grandson, Benjamin L. Wagamon," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, King, O'Neal, Spear—7.

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

On motion of Mr. Bryan, **HB 530**—"An Act to Amend Chapter 152 of the Revised Code of Delaware, 1935, as Amended, Entitled "Offenses against Public Justice," with Reference to the Willful Making of False Reports to Police Officers or Police Agencies," was taken up for consideration and read a third time, in full, in order to pass the House.

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

YEAS — Messrs. Armstrong, Benger, Bryan, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Mabrey, McCullough, Paskey, Sinclair, Walsh—19.

NAYS—Messrs. Bruno, Calhoun, Camper, Carey, Longbotham, Warren, Winchester, Mr. Speaker—8.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, King, Marvel, O'Neal, Spear—8.

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

On motion of Mr. Jones, **HB 289**—"An Act to Amend Chapter 123, Volume 45, Laws of Delaware, 1945, as Amended, Being the Suburban Community Code, with Respect to Street Frontage and Street Sideage to Be Shown on Community Plots; Voting Rights of Said Property Owners; Limitations on the Issuance of Bonds; Assessments on Property Owners," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Mabrey, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—26.

NAYS—Mr. Calhoun—1.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, King, Marvel, O'Neal, Spear—8.

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

On motion of Mr. Givan, **HS** for **HB 557**—"An Act to Authorize Commissioners of Lewes to Issue Certificates of Indebtedness to Provide for the Expense of Constructing a Municipal Dock and Improving Roads and Streets in Said Town and Providing for a Referendum Vote Thereon," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

On motion of Mr. Givan, the substitute was adopted in lieu of the original.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Kelton, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey Sinclair, Walsh, Warren, Winchester, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, Jones, King, O'Neal, Spear—8.

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

On motion of Mr. Collison, **SB 78**—"An Act Appropriating Certain Monies to the University of Delaware for the Purpose of Establishing and Maintaining a Short Course in Agriculture and Horticulture at the University of Delaware," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Kelton, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, Jones, King, O'Neal, Spear—8.

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

On motion of Mr. Lee, **SB 297**—"An Act to Authorize the Register in Chancery of the State of Delaware, in and for Sussex County, to Procure a New Seal of Office," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Benger, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans,

Givan, Holliday, Jones, Kelton, King, Lee, Mabrey, Marvel, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—28

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, Longbotham, O'Neal, Spear—7.

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

On motion of Mr. Lee, **SB 298**—"An Act Authorizing the Clerk of the Orphans' Court of the State of Delaware, in and for Sussex County, to Procure a New Press and Seal of Office," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Givan, Hughes, O'Neal, Spear—7.

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

On motion of Mr. Sinclair, **SB 242**—"An Act Concerning the Proof of Statutes of Other Jurisdictions and to Make Uniform the Law with Reference Thereto," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengier, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, O'Neal, Paskey, Spear—7.

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

On motion of Mr. Sinclair, **SB 244**—"An Act to Amend Chapter 117 of the Revised Code of Delaware, 1935, as Amended, Relative to 'Court of Chancery,' Relating to Sale of Trust Property by Order of the Chancellor Made in His Discretion," was

taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengel, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Marvel, McCullough, Sinclair, Walsh, Winchester, Mr. Speaker—25.

NAYS—Messrs. King, Mabrey, Warren—3.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, O'Neal, Paskey, Spear—7.

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

On motion of Mr. Sinclair, **SS** for **SB 248**—"An Act to Amend Article 10, Chapter 6, Revised Code of Delaware, 1935, as Amended, Relating to State Revenue, Inheritance Tax by Providing for the Determination of Inheritance Tax on Jointly Owned Property and the Issuance of Certificates as Proof of the Discharge of Such Tax Liability," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengel, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, O'Neal, Paskey, Spear—7.

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

On motion of Mr. Calhoun, **SS** for **SJR 3**—"With Reference to the Return of Funds to the Treasurer of the United States on Account of Overpayment to an Employee of the Board of Game and Fish Commissioners of Delaware by the Fish and Wildlife Service of the United State Department of the Interior," was taken up for consideration and read a third time, by title and enacting clause, in order to pass the House.

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

YEAS—Messrs. Armstrong, Bengel, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Walsh, Warren, Winchester, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Cordrey, Hughes, O'Neal, Spear—6.

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

On motion of Mr. Lee, **SB 132** was taken up for consideration and read by title and enacting clause. On motion of Mr. Warren, action was deferred.

On motion of Mr. Lee, **SB 323** was taken up for consideration and read in full. On motion of Mr. Lee, action was deferred.

Mr. Sinclair moved that **HB 205** be restored to the calendar. Mr. Warren seconded. Motion prevailed.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 127**, by Walsh; **HB 58**, by Armstrong; **HB 240, 241**, by King; **HB 334**, by Lawson.

Requests that the following be recommitted were granted to members as follows: **HB 25**, by Givan; **HB 390**, by Walsh; **HS** for **HB 30**, by Armstrong.

The Speaker, announced he was about to sign: **HB 6, 9, 37, HB 193, 415.**

On motion of Mr. Warren, the House adjourned until Wed., May 18, 1949, 11:00 A. M.

77TH LEGISLATIVE DAY

House met pursuant to adjournment, Wed., May 18, 12:15 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

Members absent—Messrs. Allen, Bryan, O'Neal—3.

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

The following bills and resolutions were reported favorably by the majority of the respective committees as follows:

HS for **HB 566**, **HS** for **HB 583**, by Miscellaneous; **SB 38** by Banking and Insurance; **SS** for **SB 178** with **SA 1**, by Public Health; **SB 388, 163, 152**, **SS** for **SB 33**, **SB 376**, **SB 2**, **HB 296**, **HB 422**, **HS** for **HB 417**, **HS** for **HB 481**, **HB 381, 411**, **HS** for **HB 215**, by Appropriations.

The following bills were reported on their merits by the Committee on Appropriations: **HB 80, HB 491, 119, 267.**

Mr. Warren moved that the House recess until 3:00 P. M. House met at expiration of recess.

The following substitute bills with titles the same as the original bills (unless otherwise indicated) were introduced, given first and second readings by title only, and referred to committees as follows: **HS 2** for **HB 521**, by Bruno, to Revised Statutes.

Mr. Collison introduced the following resolution which, on his further motion, was adopted:

HR 51—"Extending the Sympathy of the House of Representatives to Honorable Chester L. O'Neal, a Member of the House of Representatives."

WHEREAS, the members of the House of Representatives of the 115th General Assembly of the State of Delaware, have learned with profound sorrow of the death of Mrs. Orella O'Neal, mother of a member of the House of Representatives of this General Assembly, and

WHEREAS, the members of the House of Representatives desire to express to him the sympathy of each member in this hour of his bereavement,

NOW, THEREFORE,

BE IT RESOLVED, that the sympathy of each member of the House of Representatives is hereby extended to Honorable Chester L. O'Neal at the loss of his mother with a prayer that the Father of all mercies sustain and comfort him in this hour, and temper his grief for the loss he has sustained; and

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the Journal of the House of the 115th General Assembly of the State of Delaware, and a copy be sent to Honorable Chester L. O'Neal at his home at Laurel, R. D. Delaware and a copy delivered to the Press.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 101, 144, 167, 170, 191, 203, 287.**

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

SB 293—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles, by Changing the Expiration Date of Operators' and Chauffeurs' Licenses"; to Public Highways.

SB 356—"An Act to Amend Chapter 204 of Volume 42, Laws of Delaware, 1939, Relating to the Permanent Budget Commission, by Authorizing and Directing the Said Commission to Design and Install Adequate Accounting Procedures in Any Agency of This State"; to Appropriations.

SB 358—"An Act Making a Deficiency Appropriation to Provide for the Payment of Obligations Currently Outstanding against Delaware State College"; to Appropriations.

SB 368—"An Act to Provide that the Shell Fisheries Commission Rather Than the Board of Game and Fish Commission

Shall Be Exclusively Authorized and Directed to Enforce the Laws of the State of Delaware Relative to Fishing in Delaware Bay within the Jurisdiction of the State of Delaware and in the Atlantic Ocean within Three Nautical Miles of the Coast Line of This State"; to Judiciary and Crime.

SB 302—"An Act Appropriating the Sum of Three Hundred Ninety Dollars (\$390.00) to Fred Fitchett to Reimburse the Said Fred Fitchett for Funeral Expenses of His Son, David Fitchett"; to Claims.

SCR 31—"Relating to the Placing of a Bronze Tablet on 'The Delaware River Memorial Bridge,'" which was read and on further motion of Mr. Warren, was adopted and ordered returned to the Senate.

On motion of Mr. Collison, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. McCullough, **HB 158**—"An Act to Amend Chapter 51 of the Revised Code of Delaware, 1935. Relating to Constables and Providing for Additional Police for New Castle Hundred," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Camper, Carey, Cochran, Collison, Cook, Cordrey, Evans, Hughes, King, Lee, Mabrey, Marvel, McCullough, Paskey, Spear, Walsh, Mr. Speaker—17.

NAYS—Messrs. Benger, Bruno, Calhoun, Cool, Donovan, Givan, Holliday, Jones, Kelton, Longbotham, Sinclair, Warren, Winchester—13.

ABSENT—Messrs. Allen, Armstrong, Blendt, Bryan, O'Neal—5.

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

On motion of Mr. Warren, **HCR 18**—"Relative to a Refund of Bond Premiums Paid by Leroy H. Ryan, Sr., Esq.," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the resolution pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Allen, Blendt, Bryan, O'Neal—4.

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

On motion of Mr. Cool, **HB 392**—"An Act to Appropriate Additional Funds to the State Board of Education for the Biennium Beginning July 1, 1949. and Ending June 30, 1951, for the Purpose of Making More Uniform the Rules and Regulations of the State Board of Education Regarding the Distances beyond Which Pupils Become Eligible for Transportation to Public Schools," was taken up for consideration and read by title and enacting clause.

Mr. Cool introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as amended pass the House?" the roll call revealed:

YEAS — Messrs. Armstrong, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Givan, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Mr. Speaker—26.

NAYS—Messrs. Benger, Donovan, Evans, Holliday, Winchester—5.

ABSENT—Messrs. Allen, Blendt, Bryan, O'Neal—4.

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

On motion of Mr. Warren, **HS** for **HB 396**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Levy Courts,' in Regard to Charges and Appropriations for the Indigent Sick," was taken up for consideration and read by title and enacting clause.

On motion of Mr. Warren, the substitute was adopted in lieu of the original.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Bruno, Calhoun, Camper, Carey, Cochran, Collison, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—29.

NAYS—Mr. Cook—1.

ABSENT—Messrs. Allen, Blendt, Bryan, Marvel, O'Neal—5.

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

Requests that the following be stricken from the calendar were granted to members as follows: **HB 25**, by Givan; **HB 479**, by Calhoun; **HS** for **HB 30**, by Armstrong; **HB 434**, by King.

Requests that the following be recommitted were granted to members as follows: **HS** for **HB 521**, by Bruno.

The Speaker announced he was about to sign: **SS** for **SB 21**, **SB 119** with **HA 1**, **HS** for **SB 137**, **SB 181**, **SB 205**, **SB 240**, **SB 246**, **SS** for **SB 250**, **SB 258**, **SS** for **SB 272**, **SB 289**, **291**, **320**, **410**.

Mr. Warren moved the House adjourn until Thurs., May 19, 1949, at 11:30 A. M. On the question, "Shall the House adjourn?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Bruno, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Sinclair, Warren Winchester, Mr. Speaker—23.

NAYS — Messrs. Hughes, Mabrey, Marvel, McCullough, Spear, Walsh—6.

ABSENT—Messrs. Allen, Blendt, Bryan, Collison, O'Neal, Paskey—6.

So the question was decided in the affirmative and the House adjourned.

78TH LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., May 19, 12:55 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

Members absent—Messrs. O'Neal, Spear—2.

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

On motion of Mr. Bruno. the prayer given by Rev. Wilkins was made a part of the journal:

"God Almighty we lift our prayer to thee.

Oh Democracy! How we do extol thy virtues and then abandon them to our own selfishness. With people all over the world watching with expectant eyes at our actions we shatter their hopes by turning thy assemblies into a fiasco of party strife, personal recrimination and weak surrender of principle. The Lord have mercy on us for our failure to live up to the challenge of our age. Amen."

The Speaker announced that the Adjutant General of the State of Delaware would have available a transport plane of the Air National Guard for a short flight around the State during lunch hour.

Mr. Warren moved that the House recess until 3:00 P. M. House met at expiration of recess at 7:05 P. M.

Mr. Warren moved that the House adjourn until Fri., May 20, at 11:00 A. M.

79TH LEGISLATIVE DAY

House met pursuant to adjournment, Fri., May 20, 1:05 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

Members absent—Messrs. Allen, O'Neal—2.

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

Communications: 1 for **SB 313**, 5 for **SB 286**, 1 for **HB 314**, 50 for **HB 286**, Acknowledgement **HR 42** from President U. S. A.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 232**, by Municipal Corporations; **SB 13, 241, HB 157, 137**, by Revised Statutes; **HB 332**, by Labor.

Mr. Warren moved that the House recess until 3:00 P. M. House met at expiration of recess at 5:00 P. M.

The following substitute bills with titles the same as the original bills (unless otherwise indicated) were introduced, given first and second readings by title only, and referred to committees as follows: **HS** for **HB 556**, by Givan, to Judiciary and Crime.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 52—"Authorizing Payment on Account to Attaches and Employees."

BE IT RESOLVED that the Treasurer of the State of Delaware be and he is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon the order of the Speaker of the House of Representatives, up to the sum of Eight Hundred (\$800.00) Dollars to each attache of the House of Representatives who has served continuously for seventy-nine legislative days; and to likewise pay to each other attache of the House who has served nine legislative days continuously since the seventieth legislative day the sum of One Hundred (\$100.00) Dollars; all such payments being part payment and compensation due such respective attaches, of the House of Representatives, and such payment or payments constituting necessary expenses of the Session.

On motion of Mr. Kelton, seconded by Mr. Longbotham, **HB 158** was restored to the calendar.

Requests that the following be stricken from the calendar were granted to members as follows: **HS** for **HB 473**, **HS** for **HB 510**, by Calhoun.

Requests that the following be recommitted were granted to members as follows: **HB 583**, by Jones; **HB 205**, by Bryan.

The Speaker announced he was about to sign: **HB 101, 144, 167, 170, HB 191, 203, 287.**

Mr. Warren moved that the House adjourn until May 23, 1949, 11:00 A.M.

80TH LEGISLATIVE DAY

House met pursuant to adjournment, Mon., May 23, 12:40 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

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

Communications: 10 for **HB 286**, 1 for **SB 387**, 1 for **HB 15**, 1 for **SB 355**, 1 for **HB 64**, 1 for **SB 76**, 1 for **HB 467**.

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 120, 277, 278**, by Judiciary and Crime; **HB 145** (on its merits), **SB 302** (on its merits), by Claims; **SB 270, 316, 422**, by Public Highways; **SB 232** (on its merits), **SS** for **SB 269**, by Temperance; **HB 86, SB 286**, by Revised Statutes.

The Secretary of the Senate informed the House that the Senate had concurred in the following: Duplicate **HB 1**, and returned the same to the House.

Mr. Warren moved that the House recess until 3:00 P. M.

House met at expiration of recess.

Mr. Warren moved that the House adjourn until May 25, 1949, 11:00 A. M. A standing vote revealed 15 Yeas and 13 Nays, and the House adjourned.

81ST LEGISLATIVE DAY

House met pursuant to adjournment, Wed., May 25, 1:05 P. M.

Prayer by the Chaplain, Rev. Wilkins.

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

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

Mr. Warren moved that the House recess until 3:00 P. M. Motion prevailed.

House met at expiration of recess at 8:00 P. M.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 53—"Expressing Appreciation to Harry Lepore for Entertainment of the Members of the House."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the appreciation of the House be and the same is hereby extended to Harry Lepore of Dover, Delaware, for his entertainment of the House Members at dinner on the 25th day of May, A. D. 1949; and

BE IT FURTHER RESOLVED that the Members individually wish to express their appreciation for the very excellent dinner which was served them upon this occasion; and

BE IT FURTHER RESOLVED that a copy of this Resolution be delivered to Harry Lepore by the Chief Clerk of the House.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 54—"Relative to the Payment for Printing the Daily Calendar for the House of Representatives of the 115th General Assembly of the State of Delaware from May 17th to May 25th, Inclusive.

BE IT RESOLVED By the House of Representatives of the 115th General Assembly of the State of Delaware that the sum of One Thousand Eight Hundred Ninety Dollars (\$1,890.00) be and the same is hereby appropriated out of the monies of the State Treasury, not otherwise appropriated, for the payment to Delaware State News of Dover, Delaware, the lowest and responsible bidder, for printing the Daily Calendar for the House of Representatives of the State of Delaware from May 17, 1949 up to and including May 25, 1949, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with the session.

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

82ND LEGISLATIVE DAY

House met pursuant to adjournment, Thurs., May 26, 12:35 P. M.

Prayer by the Chaplain, Rev. Wilkins.

Members present — Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran,

Collison, Cook, Cool, Cordrey. Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Paskey. Sinclair, Spear, Walsh, Warren, Winchester, Mr. Speaker—35.

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

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 519**, **HS** for **HB 583**, by Miscellaneous; **HB 450** with **SA 1**, by Judiciary and Crime; **HB 120** (on its merits), by Public Highways; **HB 409**, by Fish, Oysters and Game; **HB 220**, by Miscellaneous; **HB 283**, **421**, **HS 3** for **HB 521**, **HB 572**, by Revised Statutes; **SB 261**, by Agriculture; **SB 293**, by Public Highways; **SB 308** with **SA 1**, **SB 356**, **357**, **358**, **SS** for **SB 397**, **SS** for **SB 398**, **HS** for **HB 69**, **HB 88**, **136**, **HS** for **HB 142**, **HB 547**, by Appropriations; **HS** for **HB 64**, by Education; **SB 51**, **179**, **254**, **311**, by Revised Statutes.

The following substitute bills with titles the same as the original bills (unless otherwise indicated) were introduced, given first and second readings by title only, and referred to committees as follows: **HS** for **HB 562**, by Longbotham, to Appropriations; **HS** for **HB 205**, by Bryan, to Revised Statutes; **HS** for **HB 571**, by Sinclair, to Judiciary and Crime; **HS 3** for **HB 521**, by Bruno, to Revised Statutes; **HS** for **HB 594**, by Bryan, to Judiciary and Crime; **HS** for **HB 64**, by Walsh and Warren, to Education; **HS** for **HB 89**, by Warren, to Appropriations.

Mr. Bruno introduced the following resolution which, on his further motion, was adopted:

HR 55—"Appropriating Money out of the State Treasury to Pay Certain Expenses Connected with the Biennial Session of the One Hundred and Fifteenth General Assembly."

BE IT RESOLVED by the House of Representatives of the One Hundred and Fifteenth General Assembly of the State of Delaware:

That the following amounts be and the same are hereby appropriated out of any money in the State Treasury for the payment of certain expenses connected with the present Session of the House of Representatives of the One Hundred and Fifteenth General Assembly of the State of Delaware, up to and including the eightieth day of the Session on May 25 1949, which said expenses are hereby declared to be proper and reasonable expenses actually incurred by the respective Members of the House of Representatives for travelling expenses, commonly called mileage expenses, in travelling from their respective homes to Dover and in returning from Dover to their respective homes, and in travelling to make visitations to State Institutions, 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 hereby authorized and fully em-

powered and directed to approve and properly execute warrants for, and the State Treasurer is hereby authorized and fully empowered and directed to pay to the respective Members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

William J. Winchester	\$ 850.00
Robert L. Armstrong	850.00
Henry H. Bryan	850.00
Joseph A. Bruno	850.00
Martin J. Walsh	850.00
F. Albert Jones	1,050.00
Dr. Ernest B. Benger	937.40
Robert Kelton	882.00
John P. Sinclair	833.00
Calvin R. McCullough	786.00
Harvey F. Lee	770.00
Francis E. Holliday	658.00
Sudler H. King	482.00
A. Woodall Cochran	450.00
William Mabrey	328.40
George M. Blendt	258.00
Noble S. Warren	114.00
Allen J. Cook	242.00
Donald G. Carey	114.00
Harry C. Evans
Paul B. Hughes	290.00
Ernest Cool	146.00
William Paskey	258.00
Jehu F. Camper	330.00
John M. Longbotham	442.00
Clifford J. Donovan	585.00
Ralph Collison	314.00
Warren L. Allen	706.00
Chester L. O'Neal	770.00
Paul G. Spear	866.00
Alton B. Cordrey	930.00
Norman C. Calhoun, Jr.	1,090.00
Harvey H. Lawson	850.00
Nutter D. Marvel	711.20
Kenneth D. Givan	690.00

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 56—"Relating to the Placing of a Bronze Tablet in the House Chamber and Making an Appropriation Therefor."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the sum of Three Hundred Twenty-five Dollars (\$325.00) be and the same is hereby appropriated out of the General Fund of the State Treasury, from monies not otherwise appropriated,

for the payment of a bronze plaque and the installation thereof in the Hall of the House of Representatives, said plaque containing the names of the Members of the House of the 115th General Assembly, and the State Treasurer is hereby authorized and directed to pay the aforesaid sum upon warrants duly signed by the Speaker and the Chief Clerk of the House, said sum so appropriated being a part of the expenses of the House of Representatives, and to Joseph H. Franzen Co.

Mr. Warren introduced the following resolution which, on his further motion, was adopted:

HR 57—"Authorizing the Payment of Certain Expenses for Telephone Service."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the hereinafter named amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, on account of expenses connected with the present Session and necessary to the work of the Session, as follows:

The Diamond State Telephone Co., for local service
and calls on telephone numbered 4581 and cover-
ing the period from the 11th day of April, A. D.
1949 to and including the tenth day of May,
A. D. 1949\$217.14

Mr. Bryan introduced the following resolution which, on his further motion, was adopted:

HR 58—"Expressing High Esteem to Hon. Frank V. du Pont Heretofore a Member of the State Highway Department."

BE IT RESOLVED by the House of Representatives of the 115th General Assembly of the State of Delaware that the members of the House extend to Hon. Frank V. du Pont sincere esteem for his constant day by day interest in the Great Highway extending from the northerly line to the extreme lower part of our State, over a period of twenty-seven consecutive years, as a member of the State Highway Department, during all but a few years of which period he was the Department's Chairman, and during all of which time he was in close contact with the construction, development and maintenance of our highway system that his father, the late Thomas Coleman du Pont, began by the construction of the du Pont Boulevard at his own expense, and which he later presented to the State of Delaware; and

BE IT FURTHER RESOLVED that the House wishes to express the gratitude of the people of Delaware for an honorable public service, during which a magnificent dual highway has been constructed through a part of the State, and the proposed Memorial Bridge over the Delaware River has become a reality largely due to the foresight and untiring efforts of the Hon. Frank V. du Pont who in his activities as Chairman and member of the State Highway Department conducted its business in the interest of the State and not as a partisan enterprise; and

That for unselfish and outstanding service for the State conducted with fidelity and at personal financial loss we extend to the Hon. Frank V. du Pont our sincere regard and great respect; and

That a copy of this Resolution be spread upon the Journal of the House of Representatives and a copy thereof be sent by the Chief Clerk to Mr. du Pont.

The Secretary of the Senate informed the House that the Senate had concurred in the following: **HB 74, 97** with **HA 1, 351, 362, 395, 475**.

Mr. Warren moved that the House recess until 3:00 P. M. Motion prevailed.

House met at expiration of recess at 4:30 P. M., Mr. Sinclair presiding.

On motion of Mr. Warren, the Rules were suspended so that the bills on the agenda for this day were given the third and final reading by title and enacting clause only, unless otherwise requested by any member.

On motion of Mr. Kelton, **HS** for **HB 46**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled Fish, Oysters and Game with Respect to the Penalties for Certain Violations," was taken up for consideration and read by title and enacting clause.

On motion of Mr. Kelton, the substitute was adopted in lieu of the original.

Mr. Kelton introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as amended pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—31.

NAYS—Messrs. Marvel, O'Neal—2.

ABSENT—Messrs. Collison, Mr. Speaker—2.

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

On motion of Mr. Calhoun, **HS** for **HB 140**—"An Act to Impose upon the State Highway Department the Duty to Clean and Maintain Ditches into Which Water Flows from Highway Gutters or Drains in Sussex County, in Kent County and in Rural New Castle County," was taken up for consideration and read by title and enacting clause.

On motion of Mr. Calhoun, the substitute was adopted in lieu of the original.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—32.

NAYS—None.

ABSENT—Messrs. Collison, Marvel, Mr. Speaker—3.

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

On motion of Mr. McCullough, **HB 157**—"An Act Providing for the Election of the Board of Education of New Castle Special School District in New Castle County," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—32.

NAYS—None.

ABSENT—Messrs. Collison, Marvel, Mr. Speaker—3.

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

On motion of Mr. McCullough, **HB 158**—"An Act to Amend Chapter 51 of the Revised Code of Delaware, 1935. Relating to Constables and Providing for Additional Police for New Castle Hundred," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—30.

NAYS—Mr. Bruno—1.

ABSENT—Messrs. Collison, King, Marvel, Mr. Speaker—4.

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

On motion of Mr. Kelton, **HB 212**—"An Act to Appropriate Money for Uniform Allowance of the Officers of the Delaware National Guard," was taken up for consideration and read by title and enacting clause.

Mr. Kelton introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—31.

NAYS—None.

ABSENT — Messrs. Collison, Marvel, McCullough, Mr. Speaker—4.

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

On motion of Mr. Armstrong, **HB 231**—"An Act to Repeal Chapter 737, Volume 19, Laws of Delaware, Entitled 'An Act Providing for an Inspector of Meats for the City of Wilmington,'" was taken up for consideration and read in full.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—32.

NAYS—None.

ABSENT—Messrs. Collison, Marvel, Mr. Speaker—3.

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

On motion of Mr. Armstrong, **HB 232**—"An Act to Amend Chapter 92, Volume 35, Laws of Delaware, Entitled 'An Act Relating to the Sinking Fund of the Mayor and Council of Wilmington,'" was taken up for consideration and read in full.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—31.

NAYS—None.

ABSENT—Messrs. Collison, Cordrey, Marvel, Mr. Speaker—4.

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

On motion of Mr. Cook, **HB 251**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Entitled,

'Levy Courts,' with Reference to the Tax Rate in Kent County," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Donovan, Evans, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—29.

NAYS—Mr. Cool—1.

ABSENT—Messrs. Collison, Cordrey, Givan, Marvel, Mr. Speaker—5.

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

On motion of Mr. McCullough, **HS** for **HB 417**—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in New Castle County," was taken up for consideration and read in full.

On motion of Mr. McCullough, the substitute was adopted in lieu of the original.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren—31.

NAYS—Mr. Winchester—1.

ABSENT—Messrs. Cordrey, Marvel, Mr. Speaker—3.

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

On motion of Mr. Camper, **HB 422**—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in Kent County," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

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

NAYS—None.

ABSENT—Messrs. Marvel, Mr. Speaker—2.

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

On motion of Mr. Kelton, **HS** for **HB 481**—"An Act Appropriating the Sum of Eighteen Thousand Dollars (\$18,000.00) to the State Board of Health for the Construction of Housing Facilities for Employees of the Brandywine Sanatorium," was taken up for consideration and read by title and enacting clause.

On motion of Mr. Kelton, the substitute was adopted in lieu of the original.

Mr. Collison introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as amended pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—31.

NAYS—None.

ABSENT—Messrs. Givan, Marvel, O'Neal, Mr. Speaker—4.

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

On motion of Mr. Bruno, **HS** for **HB 566**—"An Act to Amend Chapter 262, of Volume 41, Laws of Delaware, 1937, as Amended, Entitled, 'An Act Providing for Pensions for Retired or Disabled State Police or Their Widows, Minor Children or Sole Dependent Parents, Establishing a Police Retirement Fund, and Creating a State Police Pension Board to Handle Said Fund and Make Payments Therefrom,'" was taken up for consideration and read by title and enacting clause.

On motion of Mr. Bruno, the substitute was adopted in lieu of the original.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Holliday, Hughes, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—31.

NAYS—None.

ABSENT—Messrs. Givan, Marvel, O'Neal, Mr. Speaker—4.

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

On motion of Mr. Warren, **HS** for **HB 587**—"An Act to Amend Chapter 32, Revised Code of Delaware, 1935, as Amended, Entitled 'State Board of Examiners of Undertakers,' with Reference to Apprenticeship, and the Credit Given Applicants for Time

Spent in the Work of the Graves Registration Service of the United States or Any of Its Agencies," was taken up for consideration and read by title and enacting clause.

On motion of Mr. Warren, the substitute was adopted in lieu of the original.

Mr. Warren introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as amended pass the House?" the roll call revealed:

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

NAYS—None.

ABSENT—Messrs. Allen, Mr. Speaker—2.

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

On motion of Mr. Warren, **HS** for **HB 590**—"An Act to Amend 'An Act Providing for the Payment of Pension Benefits to Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing that Pension Benefits Shall Be Free of Attachment and Nonassignable, and Also Providing for the Reduction of Benefits Under Certain Conditions,' Being Chapter 104 of Volume 45, Laws of Delaware, as Amended, Relative to, the Manner of Determining Pension Payments and Exceptions to the Provisions Concerning Mandatory Retirement," was taken up for consideration and read by title and enacting clause.

On motion of Mr. Warren, the substitute was adopted in lieu of the original.

On the question, "Shall the Bill pass the House?" the roll call revealed:

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

NAYS—None.

ABSENT—Messrs. Allen, Mr. Speaker—2.

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

On motion of Mr. Calhoun, **HB 80**—"An Act Making an Appropriation to Delaware Commission for the Feeble Minded to Provide for the Erection and Equipment of Certain Buildings

in Connection with the State Institution for Feeble Minded at Delaware Colony," was taken up for consideration and read by title and enacting clause.

Mr. Collison introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as amended pass the House?" the roll call revealed:

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

NAYS—None.

ABSENT—Messrs. Allen, Mr. Speaker—2.

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

On motion of Mr. Warren, **SB 2**—"An Act Making an Appropriation to the State Police Pension Board for the Purpose of Carrying out the Provisions of Law Relating to State Police Pensions," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Camper, Carey, Cochran, Collison, Cook, Cool, Cordrey, Donovan, Evans, Givan, Holliday, Hughes, Jones, Kelton, Lee, Longbotham, Mabrey, McCullough, O'Neal, Paskey, Sinclair, Spear, Walsh, Warren, Winchester—30.

NAYS—None.

NOT VOTING—Mr. King—1.

ABSENT—Messrs. Allen, Calhoun, Marvel, Mr. Speaker—4.

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

On motion of Mr. Warren the House recessed until 8:00 P. M.

House met at expiration of recess at 8:05 P. M. Mr. Sinclair presided.

On motion of Dr. Benger, **SB 5**—"An Act to Amend Chapter 100 of the Revised Code of Delaware, 1935, Entitled, 'General Provisions Respecting the Police' by Imposing upon the State Board of Pharmacy the Duties Now Performed by the State Board of Health, under Article 42 of Said Chapter Relating to Narcotic Drugs," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Benger, Blendt, Bryan, Calhoun, Camper,

Carey, Cochran, Cook, Evans, Holliday, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Sinclair, Warren, Winchester—20.

NAYS—Mr. Spear—1.

ABSENT—Messrs. Allen, Armstrong, Bruno, Collison, Cool, Cordrey, Donovan, Givan, Hughes, Jones, Marvel, Paskey, Walsh, Mr. Speaker—14.

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

On motion of Dr. Benger, **SB 7**—"An Act to Amend Chapter 100 of the Revised Code of Delaware, 1935, Entitled 'General Provisions Respecting the Police,' with Respect to the Quantities of Certain Drugs Exempted from the Provisions of Article 42 Thereof Relating to Narcotic Drugs," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Benger, Blendt, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Donovan, Evans, Holliday, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Sinclair, Spear, Warren, Winchester—22.

NAYS—None.

ABSENT—Messrs. Allen, Armstrong, Bruno, Collison, Cool, Cordrey, Givan, Hughes, Jones, Marvel, Paskey, Walsh, Mr. Speaker—13.

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

On motion of Mr. Longbotham, **SB 13**—"An Act to Amend Chapter 258, Volume 41, Laws of Delaware, as Amended, by Changing the Provisions Relative to Benefit Payments and the Duration Thereof," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Carey, Cochran, Cook, Evans, Holliday, King, Lee, Longbotham, Mabrey, McCullough, Sinclair, Walsh, Warren, Winchester—20.

NAYS—Messrs. Camper, Kelton, O'Neal, Spear—4.

ABSENT—Messrs. Allen, Collison, Cool, Cordrey, Donovan, Givan, Hughes, Jones, Marvel, Paskey, Mr. Speaker—11.

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

On motion of Mr. Warren on behalf of Mr. Sinclair, **SS for SB 33**—"An Act to Amend Chapter 19, Volume 42, of the Laws of Delaware, Relative to Appropriating Certain Money to the University of Delaware for the Purpose of Establishing Scholar-

ships for Delaware, at Delaware College, University of Delaware," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong Benger, Blendt, Bruno, Calhoun, Camper, Carey, Cochran, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester—27.

NAYS—None.

ABSENT—Messrs. Allen, Bryan, Collison, Cordrey, Hughes, Marvel, Paskey, Mr. Speaker—8.

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

On motion of Mr. Evans, **SB 38**—"An Act Relating to Assessment and Fraternal Organizations," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Cool, Donovan, Evans, Holliday, Kelton, Lee, Longbotham, Mabrey, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester—26.

NAYS—None.

ABSENT—Messrs. Allen, Cordrey, Givan, Hughes, Jones, King, Marvel, Paskey, Mr. Speaker—9.

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

On motion of Mr. Warren, **SB 286**—"An Act to Amend Chapter 48, Volume 46, Laws of Delaware, 1947, by Providing a Uniform State Supported Salary Schedule for Superintendents, Principals, Teachers, Nurses, Secretaries, Clerks, Custodians, and for Providing Supervision for Custodial Personnel, in the Various School Districts of the State, and Providing Appropriations Therefor," was taken up for consideration and read by title and enacting clause.

Mr. Collison introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the amendment be adopted?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Blendt, Cochran, Collison, Donovan, Lee, O'Neal, Walsh, Warren, Winchester—11.

NAYS—Messrs. Bruno, Bryan, Calhoun, Camper, Carey, Cook, Cool, Evans, Holliday, Jones, Kelton, Longbotham, Mabrey, McCullough, Sinclair, Spear,—16.

ABSENT—Messrs. Allen, Cordrey, Givan, Hughes, King, Marvel, Paskey, Mr. Speaker—8.

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

On the question, "Shall the bill (**SB 286**) pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Collison, Cook, Donovan, Givan, Holliday, Jones, Kelton, Lee, Longbotham, Mabrey, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester—25.

NAYS—Messrs. Bengier, Evans—2.

NOT VOTING—Mr. Cool—1.

ABSENT—Messrs. Allen, Cordrey, Hughes, King, Marvel, Paskey, Mr. Speaker—7.

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

On motion of Mr. Bryan, **SB 120**—"An Act to Amend Chapter 149 of the Revised Code of Delaware, 1935, as Amended, by Providing that the Court May upon a Recommendation of Mercy on the Jury Reduce the Penalty Therefor and by Further Providing that It Shall Be Lawful for the Jury to Find a Verdict of Guilty of Assault," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cochran, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, Lee, Mabrey, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester—27.

NAYS—None.

ABSENT—Messrs. Collison, Cordrey, Hughes, King, Longbotham, Marvel Paskey, Mr. Speaker—8.

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

On motion of Mr. Lee, **SB 123**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relative to Motor Vehicles, by Providing for the Revocation of Licenses of Any Person upon His Conviction or Forfeiture of Bail upon 3 Charges of Reckless Driving in the Discretion of the Commissioner of Motor Vehicles," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Allen, Armstrong, Bengier, Blendt, Bruno, Bryan, Calhoun, Cochran, Collison, Cool, Evans, Givan, Holliday, Jones, Kelton, Lee, Mabrey, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester—23.

NAYS—Messrs. Camper, Carey, Cook, McCullough—4.

ABSENT—Messrs. Cordrey, Donovan, Hughes, King, Longbotham, Marvel, Paskey, Mr. Speaker—8.

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

The Chair declared a recess until the call of the Chair.

House met at expiration of recess.

On motion of Mr. Warren for Mr. Collison, **SB 163**—"An Act to Authorize and Direct the State Treasurer to Honor Certain Payments from the Debt Service Account of the John M. Clayton School District for Current Expenses of Said School District," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester—28.

NAYS—None.

ABSENT — Messrs. Allen, Cochran, Collison, Cordrey, Hughes, Paskey, Mr. Speaker—7.

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

On motion of Mr. Warren for Mr. Collison, **SB 174**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935. Relating to the Cancellation or Suspension of License for the Sale of Alcoholic Liquor, Wines and Beer, and the Disposition of Alcoholic Liquor, Wines and Beer by the Commission," was taken up for consideration and read by title and enacting clause.

On the question, "Shall the Bill pass the House?" the roll call revealed:

YEAS—Messrs. Armstrong, Benger, Blendt, Bruno, Bryan, Calhoun, Camper, Carey, Cook, Cool, Donovan, Evans, Givan, Holliday, Jones, Kelton, King, Lee, Longbotham, Mabrey, Marvel, McCullough, O'Neal, Sinclair, Spear, Walsh, Warren, Winchester—28.

NAYS—None.

ABSENT — Messrs. Allen, Cochran, Collison, Cordrey, Hughes, Paskey, Mr. Speaker—7.

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

On motion of Dr. Benger, **SS** for **SB 178** with **SA 1**—"An Act to Create a Water Pollution Commission and to Define Its Membership, Duties and Powers," was taken up for consideration and read by title and enacting clause.