

On motion of Mr. Lawson, Senate Bill No. 71, entitled:

An Act to amend Chapter 156, Revised Code of Delaware, 1935, entitled "Fees of Public Officers," by increasing the Compensation of Jurors in Sussex County.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. McDowell, McGuigan—2.

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

Ordered to the House for concurrence.

On motion of Mr. Ayres, Senate Bill No. 105, entitled:

An Act to amend Chapter 131 of the Revised Code of Delaware, 1935, as amended, relating to Juries by providing for the Appointment, Qualifications, Jurisdiction and Compensation of Jury Commissioners.

Was taken up for consideration.

Mr. Ayres moved that Senate Bill No. 105 be tabled until the first order of business on Thursday, March 29, 1945.

Motion prevailed.

On motion of Mr. Mulholland, Senate Substitute for Senate Bill No. 297, entitled:

An Act to Authorize and Direct the State Highway Department to Purchase Respirators and making Appropriations therefor.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. McDowell—1.

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

Ordered to the House for concurrence.

Senator Carl McGuigan presiding.

On motion of Mr. Mulholland, Senate Bill No. 143, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game by providing for the Conservation and Protection of Channel Bass (known also as Redfish or Red Drum).

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Binder, Edmonds, Evans, Hitchens, Johnston, Mr. President Pro Tem—6.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, Jones, Lawson, McGuigan, Rhodes, Weigel—9.

NOT VOTING—Mr. Yerkes—1.

ABSENT—Mr. McDowell—1.

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

On motion of Mr. Johnston, Senate Substitute for Senate Bill No. 250, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled "Motor Vehicles" in Relation to Issuing Chauffeur's License in Certain Cases.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Jones, Johnston, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—12.

NAYS—Mr. Ayres—1.

NOT VOTING—Messrs. Lawson, Weigel—2.

ABSENT—Messrs. Hitchens, McDowell—2.

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

Ordered to the House for concurrence.

Mr. Bailey, on motion for leave, introduced Senate Substitute for Senate Bill No. 243, entitled:

An Act creating a Commission for the Purchase and Furnishing of a Governor's Residence in Dover, Kent County, Delaware, said Commission to be known as "Commission for Purchase Furnishing of a Governor's Residence."

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

On motion for leave, Mr. Mulholland introduced Senate Concurrent Resolution No. 21, entitled:

SENATE CONCURRENT RESOLUTION NO. 21

Paying Certain Expenses of the Senate and House of Representatives.

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

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

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

Ordered to the House for concurrence.

Lieutenant-Governor Elbert N. Carvel presiding.

The President announced he is about to sign:

Senate Bill No. 100.

Senate Bill No. 101.

Senate Bill No. 102.

Senate Bill No. 109.

Senate Bill No. 117.

Senate Substitute for Senate Bill No. 139.

Senate Bill No. 192.

Senate Bill No. 214.

On motion for leave, Mr. Lawson introduced Senate Concurrent Resolution No. 22, entitled:

SENATE CONCURRENT RESOLUTION NO. 22

Authorizing the State Building and Grounds Commission to View Properties and make Recommendations with respect to a Residence for the Governor of Delaware.

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

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

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

YEAS—Messrs. Binder, Hitchens, Jones, Johnston, Lawson, Weigel, Yerkes, Mr. President Pro Tem—8.

NAYS — Messrs. Ayres, Bailey, Butler, Edmonds, Evans, Hastings, McGuigan, Rhodes, Mr. President—9.

ABSENT—Mr. McDowell—1.

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

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., March 29, 1945.

Motion prevailed.

Fifty-Fourth Legislative Day

Dover, Delaware, March 29, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

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

Motion prevailed.

The following communications were received:

Six telegrams disapproving House Bill No. 286.

One telegram disapproving Senate Joint Resolution No. 7.

Communication from the Delaware State Grange favoring House Bills Nos. 284, 285 and 286.

Two communications favoring Senate Substitute for Senate Bill No. 178.

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

Senate Substitute for Senate Bill No. 147 with Senate Amendment No. 1, entitled:

An Act to amend An Act to provide for the Purity and Quality of Ice Cream.

And returned the same to the Senate.

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

Senate Bill No. 115, entitled:

An Act to amend Chapter 36 of the Revised Code of Delaware, 1935, entitled "Public Archives Commission," as amended, with reference to the Preservation of Certain Public Records by the Public Archives Commission.

And returned the same to the Senate.

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

Senate Substitute for Senate Joint Resolution No. 4, entitled:

Authorizing the Appointment of a Commission to Review and Examine the Insurance Laws of the State of Delaware including those pertaining to the Insurance Department; to consider other Matters Pertinent to Insurance; to make a Report and Recommendations; and to provide an Appropriation to Defray the Expenses of the Commission.

And returned the same to the Senate.

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

Senate Bill No. 32, entitled:

An Act making an appropriation to provide Books and Science Equipment for the State College for Colored Students.

And returned the same to the Senate.

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

House Substitute for House Bill No. 307, entitled:

An Act to amend Chapter 27 of the Revised Code of Delaware, 1935, as amended, relating to the Medical Council of Delaware by providing that certain Osteopathic Physicians may be Licensed to Practice without further Examination.

And presented the same to the Senate.

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

House Substitute for House Mill No. 226 with House Amendment No. 1, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled "Delaware Workmen's Compensation Law," by extending the provisions for payments thereunder, and creating a fund known as "Industrial Accident Board Second Injury Fund."

And presented the same to the Senate.

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

House Bill No. 178, entitled:

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relating to Settlement of Personal Estates by requiring Executors and Administrators to provide Perpetual Care for Cemetery Lots.

And presented the same to the Senate.

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

House Bill No. 140, entitled:

An Act to amend Chapter 9, Volume 44, Laws of Delaware (1943) known as the Cigarette Tax Act by providing for Refunds in Cash of Tax paid by Dealers on Cigarettes Sold and Shipped into another State, sold to Commissaries, Ships' Stores and voluntary unincorporated organizations of the Army or of the Navy Personnel, on unsaleable or destroyed Cigarettes and on Cigarettes on hand after May 31, 1945, the Expiration Date of the Cigarette Tax Act.

And presented the same to the Senate.

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

House Concurrent Resolution No. 8, entitled:

Expressing Appreciation to the Base Commander and his Staff at the Dover Army Air Base.

And presented the same to the Senate.

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

House Bill No. 269, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as amended, relating to Inheritance Tax.

And presented the same to the Senate.

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

House Concurrent Resolution No. 9, entitled:

To Investigate and Report on Finance and Consumers Credit Companies Operating in Delaware.

And presented the same to the Senate.

President of Senate offered to Senator H. H. Lawson, who in a few well spoken words asked to be excused from so acting.

The President also offered the same to Senator Hitchens, who also asked to be excused.

He then offered this office to Senator James S. Evans, who accepted the exalted office.

Senator James S. Evans presiding.

On motion of Mr. Ayres, Senate Bill No. 105, entitled:

An Act to amend Chapter 131 of the Revised Code of Delaware, 1935, as amended, relating to Juries by providing for the Appointment, Qualifications, Jurisdiction and Compensation of Jury Commissioners.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Binder, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—12.

NAYS—Messrs. Edmonds, McGuigan—2.

ABSENT—Messrs. Bailey, Butler, McDowell—3.

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

Ordered to the House for concurrence.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred Senate Joint Resolution No. 6, entitled:

Senate Joint Resolution providing for the Appointment of a Commission to Study the Welfare Problems and Needs, Religious, Economic, Health, Educational, Social, Recreational, Agricultural, etc., of the Negro Race, as such Problems and Needs may Exist within the State of Delaware, and making an Appropriation for the Work of said Commission.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
G. P. EDMONDS
ROBERT H. YERKES
GEO. W. RHODES
WILLIAM H. AYRES

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Bill No. 57, entitled:

An Act providing for the Disposition of Property where there is no sufficient evidence that persons have Died otherwise than simultaneously, and to make uniform the Law with reference thereto.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
G. P. EDMONDS
ROBERT H. YERKES
GEO. W. RHODES
WILLIAM H. AYRES

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Substitute for House Bill No. 289, entitled:

An Act to amend Chapter 33 of the Revised Code of Delaware, 1935, as amended, relating to the Board of Examiners of Barbers, by providing certain additional causes for the Board to Revoke, Suspend or Refuse to Issue Certificates of Registration; by providing for One Apprentice in a Barber Shop.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
G. P. EDMONDS
GEO. W. RHODES
ROBERT H. YERKES
WILLIAM H. AYRES

Mr. Johnston, on behalf of the Committee on Education, to whom had been referred House Substitute for House Bill No. 302, entitled:

An Act providing for the Election of the Board of Education of Claymont Special School District, in New Castle County.

Reported the same back to the Senate favorably.

W. DEANE JOHNSTON
GEO. E. BINDER
HARRY H. JONES
H. H. LAWSON

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 221, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, as amended, pertaining to a County Free Library for New Castle County and Authorizing an Increase in the Appropriation of County Monies therefor.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 117, entitled:

An Act to amend Chapter 16 of the Revised Code of Delaware, 1935, as amended, entitled "Auditor of Accounts," by increasing the Salary of the Deputy appointed by the Auditor of Accounts and making appropriation therefor.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Substitute for Senate Bill No. 293, entitled:

An Act appropriating certain Monies to the State Board of Education to provide Means of Transportation for certain School Children.

Reported the same back to the Senate favorably.

GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 201, entitled:

An Act to require Competitive Bidding in connection with the Purchase of Supplies or the Letting of Contracts or the Construction, Alteration, or Repair of Buildings, and providing Penalties.

Reported the same back to the Senate on its merits.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 170, entitled:

An Act to amend Article 1 of Chapter 160 of the Revised Code of Delaware, 1935, entitled "State Housing Board" by Striking Out the Second Sentence of Section 5 of said Chapter and substituting a New Second Sentence, Authorizing the State Board of Housing to Employ a Secretary.

Reported the same back to the Senate on its merits.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 169, entitled:

An Act to Require Bidders on any Proposed Public Work to Furnish a Financial Statement and Information of Ability and Experience in Order to Qualify to Bid and Providing Penalties.

Reported the same back to the Senate on its merits.

JORN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 168, entitled:

An Act to create a State Board of Public Contracts and to Regulate Public Contracts made on behalf of the State, or of any Subdivision or Agency thereof, for the Erection of any Building, Structure or Edifice financed in whole or in part with Public Funds.

Reported the same back to the Senate on its merits.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Substitute for Senate Bill No. 172, entitled:

An Act to require Contractors Bidding on Public Works to Name Subcontractors who will perform any Part of the Public Works.

Reported the same back to the Senate on its merits.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Jones, on behalf of the Committee on Agriculture, to whom had been referred House Bill No. 247, entitled:

An Act appropriating money to the State Board of Agriculture to be used for Anti-Hog Cholera Serum.

Reported the same back to the Senate favorably.

HARRY H. JONES
GEO. W. RHODES
H. H. LAWSON
SAMUEL WEIGEL, JR.
WILLIAM H. AYRES

Mr. Jones, on behalf of the Committee on Claims, to whom had been referred Senate Substitute for Senate Bill No. 220, entitled:

An Act Authorizing the Levy Court of Kent County to Appropriate County Monies to David C. Harrison Post No. 14, Inc., American Legion, for the Maintenance of Ambulance.

Reported the same back to the Senate favorably.

HARRY H. JONES
GEO. W. RHODES
ROBERT H. YERKES
H. H. LAWSON
JOHN R. BUTLER

Mr. Lawson, on behalf of the Committee on Passed Bills, reported to the Senate that he had delivered to the Governor, the following:

Senate Bill No. 49, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, by providing that Uninvested Funds held by a Trust Company acting in a Fiduciary Capacity shall be a Preferred Claim over all Unsecured Claims.

Senate Bill No. 50, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, relating to the Method of Determining Income of Life Tenants of Testamentary Trust Estates.

Senate Bill No. 51, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, relating to Banks or Trust Companies using a Nominee when acting in a Fiduciary Capacity.

Senate Bill No. 53, entitled:

An Act to amend Article 6 of Chapter 66 of the Revised Code of Delaware, 1935, relating to the Borrowing of Money by Building and Loan Associations.

Senate Bill No. 54, entitled:

An Act to amend Chapter 76 of the Revised Code of Delaware, 1935, relating to the Bonds, Recognizances, Accounts and Allowances of Trustees for Insane Persons.

Senate Bill No. 55, entitled:

An Act providing that the Rule Against Perpetuities shall not apply to any Trust for Employees:

Senate Substitute for Senate Bill No. 177, entitled:

An Act to Authorize the Recorder of the State of Delaware, in and for Sussex County to Procure a New Seal of Office.

Senate Substitute for Senate Bill No. 257, entitled:

An Act Authorizing the Levy Court of Sussex County to Appropriate County Monies for the Control of Diseases of Hogs in Sussex County.

Senate Concurrent Resolution No. 20, entitled:

Providing for a Joint Session of the Senate and House of Representatives to Hear the Message of the Governor of the State of Delaware and of the Governor of the Boys' State.

H. H. LAWSON

Mr. Lawson, on behalf of the Committee on Passed Bills, reported as approved by the Governor, the following:

Senate Bill No. 110—Approved March 26, 1945.

Senate Bill No. 114—Approved March 26, 1945.

Senate Bill No. 127—Approved March 26, 1945.

Senate Bill No. 123—Approved March 26, 1945.

Senate Bill No. 167—Approved March 26, 1945.

H. H. LAWSON

Mr. Yerkes moved that the Senate recess until 2:30 o'clock P. M.

Motion prevailed.

Same Day, 2:45 o'clock P. M.

Senate met at expiration of recess.

Mr. Evans requested that Senate Bill No. 171 be stricken from the Calendar.

Request granted.

The Chair presented House Bill No. 140, entitled:

An Act to amend Chapter 9, Volume 44, Laws of Delaware (1943) known as the Cigarette Tax Act by providing for Refunds in Cash of Tax paid by Dealers on Cigarettes Sold and Shipped into another State, sold to Commissaries, Ships' Stores and voluntary unincorporated organizations of the Army or of the Navy Personnel, on unsaleable or destroyed Cigarettes and on Cigarettes on hand after May 31, 1945, the Expiration Date of the Cigarette Tax Act.

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

The Chair presented House Concurrent Resolution No. 8, entitled:

Expressing Appreciation to the Base Commander and his Staff at the Dover Army Air Base.

Mr. Rhodes moved the adoption of House Concurrent Resolution No. 8.

Motion prevailed.

Ordered returned to the House.

The Chair presented House Bill No. 178, entitled:

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relating to Settlement of Personal Estates by requiring Executors and Administrators to provide Perpetual Care for Cemetery Lots.

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

The Chair presented House Concurrent Resolution No. 9, entitled:

To Investigate and Report on Finance and Consumers Credit Companies Operating in Delaware.

Mr. Yerkes moved that action on House Concurrent Resolution No. 9 be deferred until the next Legislative Day.

Motion prevailed.

The Chair presented House Substitute for House Bill No. 226 with House Amendment No. 1, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled "Delaware Workmen's Compensation Law," by extending the provisions for payments thereunder, and creating a fund known as "Industrial Accident Board Second Injury Fund."

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

The Chair presented House Bill No. 269, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as amended, relating to Inheritance Tax.

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

The Chair presented House Substitute for House Bill No. 307, entitled:

An Act to amend Chapter 27 of the Revised Code of Delaware, 1935, as amended, relating to the Medical Council of Delaware by providing that certain Osteopathic Physicians may be Licensed to Practice without further Examination.

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

Mr. Bailey, on motion for leave, introduced Senate Substitute for Senate Bill No. 197, entitled:

An Act to provide for the Regulation, Control and Licensing of Harness Racing in the State of Delaware.

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

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Substitute for Senate Bill No. 197, entitled:

An Act to provide for the Regulation, Control and Licensing of Harness Racing in the State of Delaware.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
G. P. EDMONDS
GEO. W. RHODES
ROBERT H. YERKES
WILLIAM H. AYRES

On motion for leave, Mr. Johnston introduced Senate Resolution No. 48, entitled:

SENATE RESOLUTION NO. 48

Relative to Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the State Senate.

BE IT RESOLVED by the Senate of the State of Delaware that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for collecting data, compiling, editing and publishing the Daily Calendar for the Senate of the State of Delaware, same being expense connected with the present Session thereof, viz:

To Milford Chronicle Publishing Co., One Thousand and Five Hundred Dollars (\$1,500.00) being part payment on account for above.

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

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

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

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 98, entitled:

An Act to provide for protecting the Beach or Strand opposite the City of Rehoboth Beach, in Sussex County, Delaware, from Erosion.

Reported the same back to the Senate favorably.

GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Yerkes moved that the Report of the Finance Committee as to Senate Bill No. 98 be withdrawn.

Motion prevailed.

On motion of Mr. Lawson, Senate Bill No. 6, entitled:

An Act appropriating moneys to certain Hospitals in the State of Delaware.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., April 3, 1945.

Motion prevailed.

Mr. McDowell voted "nay" to adjournment.

Fifty-Fifth Legislative Day

Dover, Delaware, April 3, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

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

Motion prevailed.

The following communications were received:

Communication from Minnehata Tribe, No. 23, Newark, Del., disapproving of Senate Bills Nos. 69 and 70.

Two communications favoring Senate Substitute for Senate Bill No. 235.

One communication favoring the Family Court Bill.

Five communication favoring Senate Bill No. 116 and House Bill No. 157.

Fifteen communications favoring House Substitute for House Bill No. 307.

Also the following resolution:

WHEREAS, the Commission for Aid to Dependent Children has determined to maintain its present standard of grants as the lowest possible standard compatible with the minimum standard of subsistence, and

WHEREAS, the said Commission has determined that the aggregate of the sums directed to be appropriated by the counties under the provision of Senate Bill No. 218 will be insufficient to meet the requirements of the aid to dependent children program for the coming biennium, and

WHEREAS, although Senate Bill No. 218 permits the counties to make additional appropriations at their discretion, it is impossible for the Commission for Aid to Dependent Children to plan its program with the definite assurance of the amount of money available for this program,

NOW, THEREFORE, BE IT RESOLVED that the Commission for Aid to Dependent Children oppose the amounts of money directed to be appropriated by the counties; to wit, thirty thousand dollars (\$30,000.00) in New Castle County; eleven thousand dollars (\$11,000.00) in Kent County; fourteen thousand dollars (\$14,000.00) in Sussex County, under the provisions of Senate Bill No. 218 as now drafted for the reason that the aggregate of the set sums so directed to be appropriated will be insufficient to insure the continue of the program during the next biennium, and

BE IT FURTHER RESOLVED that the Commission for Aid to Dependent Children request the Legislature to amend Senate Bill No. 218 so that the counties shall be directed to appropriate an additional sum of nineteen thousand dollars (\$19,000.00) for the second year of the biennium, the said sums to be appropriated apportionately between said counties, and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Governor of the State of Delaware, each member of the Legislature, the Secretary of State, and each members of the Levy Court of the respective counties.

Mr. Rhodes, on behalf of the Committee on Public Health, to whom had been referred House Substitute for House Bill No. 307, entitled:

An Act to amend Chapter 27 of the Revised Code of Delaware, 1935, as amended, relating to the Medical Council of Delaware by providing that certain Osteopathic Physicians may be Licensed to Practice without further Examination.

Reported the same back to the Senate favorably.

GEO. W. RHODES
W. DEANE JOHNSTON
R. H. YERKES
H. H. MULHOLLAND
I. T. HASTINGS

Mr. Lawson, on behalf of the Committee on Passed Bills, reported as approved by the Governor, the following:

Senate Bill No. 49—Approved March 29, 1945.

Senate Bill No. 51—Approved March 29, 1945.

Senate Bill No. 53—Approved March 29, 1945.

Senate Bill No. 54—Approved March 29, 1945.

Senate Bill No. 55—Approved March 29, 1945.

Senate Bill No. 177—Approved March 29, 1945.

Senate Bill No. 257—Approved March 29, 1945.

H. H. LAWSON

Mr. Lawson, on behalf of the Committee on Passed Bills, reported to the Senate that he had delivered to the Governor, the following:

Senate Bill No. 100, entitled:

An Act to amend Chapter 56 of the Revised Code of the State of Delaware, 1935, as amended, entitled "Registration of Voters," and to repeal certain Sections thereof.

Senate Bill No. 101, entitled:

An Act to amend Chapter 62 of the Revised Code of Delaware, 1935, entitled, "Election of Representative in Congress," by providing for the Transfer to the Department of Elections for each County respectively, the Election Duties now performed by the Sheriff of each County.

Senate Bill No. 102, entitled:

An Act to amend Chapter 59 of the Revised Code of Delaware, 1935, entitled, "Inspectors of Elections."

Senate Bill No. 109, entitled:

An Act to amend Chapter 727, Volume 19, Laws of Delaware, 1893, entitled, "An Act in relation to Municipal Elections to be held in the City of Wilmington," by providing a Method for the Delivery of Certificates of Election, Tally Sheets and Poll Lists, by the Election Officers for such Elections.

Senate Bill No. 117, entitled:

An Act to amend Chapter 58 of the Revised Code of Delaware, 1935, entitled "Primary Elections."

Senate Substitute for Senate Bill No. 139, entitled:

An Act making Provision for the Acquisition of certain Additional Lands and Easements in the City of Dover for the State of Delaware, to be used for Buildings and Grounds and for other State Purposes, and making an Appropriation therefor.

Senate Bill No. 192, entitled:

An Act to Create a Department of Elections for Sussex County.

Senate Bill No. 214, entitled:

An Act to Create a Department of Elections for Kent County.

H. H. LAWSON

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Bill No. 164, entitled:

An Act appropriating Money for Certain Expenses of the Supreme Court.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 9, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to the State Old Age Welfare Commission by providing for Subordinate Officers and Salaries thereof.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Bill No. 151, entitled:

An Act authorizing the Levy Court of Kent County to Borrow Money and to Issue Bonds therefor, for the Purpose of Redeeming and Refunding Certain Outstanding Bonds of Kent County.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

The following message was received from the Governor:

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

Dover, Delaware, 3 April, 1945

To the Honorable,
The Senate of the 110th General Assembly
Dover, Delaware

Gentlemen:

There is returned herewith, without executive approval, Senate Bill No. 10, entitled "AN ACT TO PROVIDE FOR PROTECTING THE BEACH OR STRAND OPPOSITE, IN FRONT OF, OR NEAR KITTS HUMMOCK ALONG THE DELAWARE BAY SHORE, IN KENT COUNTY, DELAWARE, FROM EROSION."

The beach at Kitts Hummock has never been dedicated to public use. Ownership of the lands in question, therefore, carries with it riparian rights along the bay shore. I am informed that about the only persons who use the beach are those who own, or rent, and occupy the cottages, all of which are erected on property privately owned.

After an inspection of the beach, and after acquiring the information set forth, I am unable to reach the conclusion that an expenditure of State funds for the purposes stated in this Bill would be justified on any ground.

Respectfully yours,

WALTER W. BACON
Governor

Mr. Mulholland, on motion for leave, introduced Senate Substitute for Senate Bill No. 194, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game."

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

Mr. Mulholland, on motion for leave, introduced Senate Substitute for Senate Bill No. 153, entitled:

An Act to amend Chapter 151 of Volume 44, Laws of Delaware, 1935, providing for a Delaware Commission of Shell Fisheries, and defining the Powers and Duties thereof, by prescribing certain Rules and Regulations to Govern the Work of said Commission and the Leasing of Acreage in the Areas over which said Commission has been given Jurisdiction.

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

On motion for leave, Mr. Mulholland presented Senate Resolution No. 49, entitled:

SENATE RESOLUTION NO. 49

Paying Certain Expenses of the Senate.

BE IT RESOLVED by the Senate of the 110th General Assembly that the following 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, viz:

Herbert L. Renner

for designing, printing (110) and engrossing
17 certificates of membership
(including plates) \$142.00

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

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

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

Mr. Yerkes moved that the Senate recess until 3 o'clock P. M.

Motion prevailed.

Same Day, 3 o'clock P. M.

Senate met at expiration of recess.

The Chair recognized the Junior and Senior Classes of the Harrington High School.

The Chair presented House Concurrent Resolution No. 9, entitled:

To Investigate and Report on Finance and Consumers Credit Companies Operating in Delaware.

Mr. Yerkes moved that action on House Concurrent Resolution No. 9 be deferred.

Motion prevailed.

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

House Bill No. 115 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for the Registration Period and Renewal, for the Cancellation of Renewals and Refund of Renewal Fees, for the Registration, Title and other Fees; by providing a Contingent Fund for Commissioner and Refund of Renewal Registration Fees.

And presented the same to the Senate.

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

House Substitute for House Substitute for House Bill No. 103, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, entitled "State Revenue" pertaining to Taxes to be paid by Insurance Companies.

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

And presented the same to the Senate.

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

House Bill No. 137, entitled:

An Act to amend Chapter 6, of the Revised Code of 1935, of the State of Delaware as amended by Chapter 14 of Volume 41, Laws of the State of Delaware, relating to Occupational Licenses.

And presented the same to the Senate.

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

House Bill No. 139, entitled:

An Act to amend Chapter 6, of the Revised Code of the State of Delaware, 1935, in relation to Income Tax.

And presented the same to the Senate.

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

House Bill No. 143, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as amended, relating to Inheritance Tax.

And presented the same to the Senate.

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

House Substitute for House Bill No. 266 with House Amendment, No. 1, entitled:

An Act creating a "Legislative Reference Bureau of Delaware" and defining its Powers and Duties and making an Appropriation therefor.

And presented the same to the Senate.

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

House Substitute for House Bill No. 287, entitled:

An Act to provide for the Increase in the Salaries of School Teachers of the State of Delaware and making Appropriation therefor.

And presented the same to the Senate.

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

Senate Bill No. 56, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, by providing that Uninvested Funds held by a Trust Company acting in a Fiduciary Capacity shall be a Preferred Claim over all Unsecured Claims.

And returned the same to the Senate.

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

Senate Bill No. 92, entitled:

An Act to amend 411. Sec. 14 of Chapter 15 of the Revised Code of Delaware, 1935, relating to State Treasurer and Trustee of the School Fund by authorizing the Investment of Monies in the State Sinking Fund in United States Government Bonds.

And returned the same to the Senate.

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

Senate Substitute for Senate Bill No. 212, entitled:

An Act appropriating Moneys 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, 1947.

And returned the same to the Senate.

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

Senate Substitute for Senate Bill No. 213, entitled:

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 and Maturing during the Fiscal Biennium Ending June 30, 1947.

And returned the same to the Senate.

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

Senate Substitute for Senate Bill No. 63, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, concerning the Regulation of Small Loans; providing for the Issuance of Certificates of Registration; Annual License Fees; and providing for the Examination thereof by the State Bank Commissioner.

And returned the same to the Senate.

Lieutenant-Governor Carvel turned over to Senator Bailey the gavel of authority as presiding officer for a limited time.

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

Authorizing the State Treasurer to redeem an Outdated Check and to issue a New Check in lieu thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

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

Authorizing the State Treasurer to redeem an Outdated Check issued by Fagan H. Simonton, former Treasurer of Delaware, on December 8, 1939, and to issue a New Check in lieu thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 141, entitled:

An Act to provide for the disposition of Property and Records of the State Tax Department which have lost any further useful value.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Binder—1.

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

Ordered returned to the House.

Lieutenant-Governor Elbert N. Carvel presiding.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 269, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as amended, relating to Inheritance Tax.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 140, entitled:

An Act to amend Chapter 9, Volume 44, Laws of Delaware (1943) known as the Cigarette Tax Act by providing for Refunds in Cash of Tax paid by Dealers on Cigarettes Sold and Shipped into another State, sold to Commissaries, Ships' Stores and voluntary unincorporated organizations of the Army or of the Navy Personnel, on unsaleable or destroyed Cigarettes and on Cigarettes on hand after May 31, 1945, the Expiration Date of the Cigarette Tax Act.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Johnston, on behalf of the Committee on Education, to whom had been referred House Substitute for House Bill No. 313, entitled:

An Act providing a method for distributing moneys Appropriated to the State Board of Education for Teachers' Salary Increments.

Reported the same back to the Senate favorably with Senate Substitute.

W. DEANE JOHNSTON
GEO. E. BINDER
HARRY H. JONES
H. H. LAWSON
I. T. HASTINGS

On motion of Mr. Binder, Senate Substitute for Senate Bill No. 227, entitled:

An Act to provide for the Appointment of a Conservator, under Certain Circumstances, for Property of Persons Serving in or with the Armed Forces of the United States.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. Beckett.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Weigel, Yerkes—2.

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

Ordered to the House for concurrence.

The President announced he is about to sign:

Senate Substitute for Senate Bill No. 147 with Senate Amendment No. 1.

The President announced he is about to sign:

Senate Bill No. 32.

Senate Bill No. 115.

Senate Substitute for Senate Bill No. 231 with Senate Amendment No. 1.

Senate Substitute for Senate Joint Resolution No. 4.

On motion of Mr. Binder, Senate Substitute for Senate Bill No. 228, entitled:

An Act to provide for the Receiving as Prima Facie Evidence in any Court, Office or other Place in this State, Official Findings, Records, Reports, or Certified Copies thereof, of Death, Presumed Death, Missing or other Status, issued by the Secretaries of War and Navy and other Federal Officers and Employees.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. Beckett.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Johnston—1.

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

Ordered to the House for concurrence.

On motion for leave, Mr. Evans introduced Senate Resolution No. 50, entitled:

SENATE RESOLUTION NO. 50

Requesting Return of Senate Bill No. 109 from the Governor.

BE IT RESOLVED by the Senate of the State of Delaware that the Governor be requested to return to the Senate for correction, Senate Bill No. 109.

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

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

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

On motion of Mr. Binder, Senate Substitute for Senate Bill No. 230, entitled:

An Act to amend Chapter 93 of the Revised Code of Delaware, 1935, providing for the Proof of Wills where Subscribing Witnesses are Unavailable, by Reason of Service in the Armed Forces of the United States.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. Beckett.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Lawson—1.

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

Ordered to the House for concurrence.

Mr. Yerkes moved that the Senate adjourn until 1 o'clock P. M., April 5, 1945.

Motion prevailed.

Fifty-Sixth Legislative Day

Dover, Delaware, April 5, 1945, 1 o'clock P. M.

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

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

Motion prevailed.

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

Motion prevailed.

Same Day, 2:30 o'clock P. M.

Senate met at expiration of recess.

The following message was received from the Governor:

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

Dover, 5 April, 1945

The Honorable
The Senate of the
110th General Assembly
Dover, Delaware

Gentlemen:

In accordance with the provisions of Senate Resolution No. 50, I am returning you herewith Senate Bill No. 109 for correction.

Respectfully yours,

WALTER W. BACON
Governor

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Bill No. 119, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Issuance of Duplicate License Certificate and for Examination by the Motor Vehicle Commissioner and for Fees for the Issuance of said Duplicate License Certificates.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES'

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred Senate Bill No. 148, entitled:

An Act to Name that Part of the Delaware State Highway leading from the City of Wilmington through the City of Dover to the Delaware-Maryland Line at Delmar and being a Part of U. S. Route No. 13, the duPont Parkway.

Reported the same back to the Senate favorably with Senate Amendment No. 1.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Substitute for Senate Bill No. 153, entitled:

An Act to amend Chapter 151 of Volume 44, Laws of Delaware, 1935, providing for a Delaware Commission of Shell Fisheries, and defining the Powers and Duties thereof, by prescribing certain Rules and Regulations to Govern the Work of said Commission and the Leasing of Acreage in the Areas over which said Commission has been given Jurisdiction.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
R. H. YERKES
H. H. LAWSON
W. DEANE JOHNSTON

Mr. Lawson, on behalf of the Committee on Passed Bills, reported as approved by the Governor, the following:

Senate Bill No. 50—Approved April 3, 1945.

Senate Bill No. 100—Approved March 29, 1945.

Senate Bill No. 101—Approved April 3, 1945.

Senate Bill No. 102—Approved April 3, 1945.

Senate Bill No. 117—Approved April 3, 1945.

Senate Bill No. 139—Approved March 29, 1945.

Senate Bill No. 192—Approved April 3, 1945.

Senate Bill No. 214—Approved April 3, 1945.

H. H. LAWSON

Mr. Lawson, on behalf of the Committee on Passed Bills, reported to the Senate that he had delivered to the Governor, the following:

Senate Bill No. 32, entitled:

An Act making an appropriation to provide Books and Science Equipment for the State College for Colored Students.

Senate Bill No. 115, entitled:

An Act to amend Chapter 36 of the Revised Code of Delaware, 1935, entitled "Public Archives Commission," as amended, with reference to the Preservation of Certain Public Records by the Public Archives Commission.

Senate Substitute for Senate Bill No. 147 with Senate Amendment No. 1, entitled:

An Act to amend An Act to provide for the Purity and Quality of Ice Cream.

Senate Substitute for Senate Bill No. 231 as amended, entitled:

An Act to amend Article 1, Chapter 44, Revised Code of Delaware, 1935, as amended, relating to Valuation and Assessment of Property by Exempting Certain Improvements on Public Lands of the State of Delaware.

Senate Substitute for Senate Joint Resolution No. 4, entitled:

Authorizing the Appointment of a Commission to Review and Examine the Insurance Laws of the State of Delaware including those pertaining to the Insurance Department; to consider other Matters Pertinent to Insurance; to make a Report and Recommendations; and to provide an Appropriation to Defray the Expenses of the Commission.

H. H. LAWSON

Mr. Mulholland, on motion for leave, introduced Senate Substitute for Senate Bill No. 154, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game, in relation to the Catching and Taking of Fish in the Waters of the Delaware River and Bay lying between the States of Delaware and New Jersey by providing Uniform Laws with respect thereto; and Prescribing Penalties for Violations thereof; and by Defining the Jurisdiction of said States.

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

Mr. Mulholland, on motion for leave, introduced Senate Substitute for Senate Bill No. 296, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled "Motor Vehicles" in relation to the Rights and Duties of Pedestrians using the Highways; providing for Penalties for Violations thereof.

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

Mr. Lawson, on motion for leave, introduced Senate Substitute for Senate Bill No. 252, entitled:

An Act to amend Chapter 176 of the Revised Code, 1935, by making it Unlawful for a "Manufacturer" or "Importer" to sell Alcoholic Liquor to a Holder of License to Purchase a Stock of "Alcoholic Liquor" for Personal Use.

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

Mr. Binder requested that Senate Substitute for Senate Bill No. 226 be stricken from the Calendar.

Request granted.

Mr. Binder requested that Senate Substitute for Senate Bill No. 229 be stricken from the Calendar.

Request granted.

Mr. McDowell requested that Senate Bill No. 158 be stricken from the Calendar.

Request granted.

The Chair presented House Bill No. 115 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for the Registration Period and Renewal, for the Cancellation of Renewals and Refund of Renewal Fees, for the Registration, Title and other Fees; by providing a Contingent Fund for Commissioner and Refund of Renewal Registration Fees.

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

The Chair presented House Substitute for House Bill No. 287, entitled:

An Act to provide for the Increase in the Salaries of School Teachers of the State of Delaware and making Appropriation therefor.

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

The Chair presented House Bill No. 137, entitled:

An Act to amend Chapter 6, of the Revised Code of 1935, of the State of Delaware as amended by Chapter 14 of Volume 41, Laws of the State of Delaware, relating to Occupational Licenses.

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

The Chair presented House Bill No. 139, entitled:

An Act to amend Chapter 6, of the Revised Code of the State of Delaware, 1935, in relation to Income Tax.

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

The Chair presented House Bill No. 143, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as amended, relating to Inheritance Tax.

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

The Chair presented House Substitute for House Bill No. 266 with House Amendment No. 1, entitled:

An Act creating a "Legislative Reference Bureau of Delaware" and defining its Powers and Duties and making an Appropriation therefor.

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

The Chair presented House Substitute for House Substitute for House Bill No. 103, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, entitled "State Revenue" pertaining to Taxes to be paid by Insurance Companies.

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

The Chair presented House Concurrent Resolution No. 9, entitled:

To Investigate and Report on Finance and Consumers Credit Companies Operating in Delaware.

Mr. Edmonds moved that House Concurrent Resolution No. 9 be indefinitely postponed.

Motion prevailed.

On motion of Mr. Evans, Senate Substitute for Senate Bill No. 125, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles, as amended, relating to the giving of Proof of Financial Responsibility and Security by Owners and Operators of Motor Vehicles and to make Uniform the Law with reference thereto, and prescribing Penalties for any Violations.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hastings, Jones, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—10.

NAYS—Messrs. Ayres, Bailey, Butler, Hitchens, Johnston, Lawson, McDowell—7.

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

Ordered to the House for concurrence.

On motion for leave, Mr. Rhodes introduced Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 185, entitled:

An Act appropriating Certain Moneys for the Clinical, Medical and Surgical Treatment of Honorably Discharged Veterans who have served in any War in which the United States has been engaged, who are Residents of the State of Delaware, and providing a Method of Payment for such Treatment.

Which was taken up for consideration in order to pass the Senate.

On the question, "Shall Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 185 be adopted?"

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes—16.

NAYS—None.

ABSENT—Mr. President Pro Tem—1.

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

On motion of Mr. Rhodes, Senate Substitute for Senate Bill No. 185 with Senate Amendment No. 1, entitled:

An Act appropriating Certain Moneys for the Clinical, Medical and Surgical Treatment of Honorably Discharged Veterans who have served in any War in which the United States has been engaged, who are Residents of the State of Delaware, and providing a Method of Payment for such Treatment.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. George D. Hill.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Edmonds—1.

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

Ordered to the House for concurrence.

The Chair clarified Rule No. 14, as follows: No member can change his vote after Chair has announced the vote—except by unanimous consent.

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

House Substitute for House Bill No. 44, entitled:

An Act Appropriating Money to certain Fire Companies in the State of Delaware.

And presented the same to the Senate.

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

House Bill No. 131, entitled:

An Act to amend 4318 Section 3 Article 1 Chapter 116 of the Revised Code of Delaware, 1935, in reference to the Compensation of the Probation Officer in Sussex County.

And presented the same to the Senate.

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

House Bill No. 161, entitled:

An Act to make a Supplementary Appropriation to the State Board of Education for the Transportation of all Public School Children in the State to the Public Schools attended by such Children, excepting Children now provided, or who hereafter may be provided, with Board Allowance by the State Board of Education.

And presented the same to the Senate.

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

House Substitute for House Bill No. 231, entitled:

An Act to increase Salaries and Wages of all Employees of New Castle County excepting Elected Officials, who receive their Checks or Pay from New Castle County Levy Court, by Ten Per Centum, for Duration of Existing Wars and One Year thereafter.

And presented the same to the Senate.

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

Senate Concurrent Resolution No. 21, entitled:

Paying Certain Expenses of the Senate and House of Representatives.

And returned the same to the Senate.

Mr. Holliday, Clerk of the House, being admitted, informed the Senate that the House, according to House Resolution No. 47, requested the return to the House from the Senate, Senate Bills Nos. 212 and 213.

The request was complied with.

Mr. Lawson moved that Section 1 of Rule No. 14 be suspended for the rest of this Session of the Senate.

Motion prevailed.

Mr. Johnston, on motion for leave, introduced Senate Substitute for House Substitute for House Bill No. 313, entitled:

An Act providing a Method for Distributing Moneys Appropriated to the State Board of Education for Teachers' Salary Increments.

Mr. Johnston moved that House Substitute for House Bill No. 313 having had its first and second reading, that the reading of the Senate Substitute for House Substitute for House Bill No. 313 be considered the third reading of the bill and that the Senate Substitute be adopted.

Motion prevailed.

Mr. McDowell moved that action on Senate Substitute for House Substitute for House Bill No. 313 be deferred until the first order of business on April 6, 1945.

Motion was lost.

On motion of Mr. Johnston, Senate Substitute for House Substitute for House Bill No. 313, entitled:

An Act providing a method for distributing moneys Appropriated to the State Board of Education for Teachers' Salary Increments.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—15.

NAYS—Messrs. Hastings, McGuigan—2.

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

Ordered returned to the House for concurrence.

Messrs. Bailey and Mulholland, on motion for leave, introduced Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 197, entitled:

An Act to provide for the Regulations, Control and Licensing of Harness Racing in the State of Delaware.

Mr. Bailey moved that Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 197 be adopted.

Motion prevailed.

On motion of Messrs. Bailey and Mulholland, Senate Substitute for Senate Bill No. 197 with Senate Amendment No. 1, entitled:

An Act to provide for the Regulation, Control and Licensing of Harness Racing in the State of Delaware.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Mr. President Pro Tem—16.

NAYS—Mr. Yerkes—1.

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

Ordered to the House for concurrence.

On motion for leave, Mr. Johnston introduced Senate Concurrent Resolution No. 23, entitled:

SENATE CONCURRENT RESOLUTION NO. 23

Authorizing and Directing the State Treasurer to Purchase Certain Kent County State Aid Road Bonds Issued by the Levy Court of Kent County and Maturing During the Fiscal Year Ending June 30, 1945, and making an Appropriation therefor.

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

Upon request the privilege of the floor was given to Secretary of State, Hon. William J. Storey, Jr.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

President Pro Tem Harry H. Mulholland presiding.

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 245, entitled:

An Act to Appropriate Money to Clifford W. Coverdale, Administrator of the Estate of Delema Jane Coverdale, deceased, as Compensation for the Damages Suffered through the Death of Delema Jane Coverdale through and by Reason of the Negligence of an Employee of the State Board of Health.

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

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 215, entitled:

An Act making Appropriation for a State Emergency Fund for Certain Emergencies and Conditions not otherwise provided for for the Respective Years of the Biennium July 1, 1945 to June 30, 1947 and prescribing Limitations upon use thereof and the Powers and Duties of the Permanent Budget Commission in Relation thereto.

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

On motion of Mr. Yerkes, Senate Bill No. 8, entitled:

An Act appropriating money to the G. A. R., Department of Delaware.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Hastings—1.

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

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Substitute for House Bill No. 224, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Hastings—1.

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

Ordered returned to the House.

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

House Bill No. 32, entitled:

An Act to provide for the Collection of Taxes and Assessments for the City of New Castle.

And presented the same to the Senate.

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

House Bill No. 95, entitled:

An Act to amend Chapter 153 of Volume 36, Laws of Delaware, entitled "An Act to amend Chapter 149 of Volume 29, Laws of Delaware, entitled 'An Act to Reincorporate the Town of Cheswold'" by changing the Hours for Holding the Annual Election, defining Qualified Voters thereat, and by increasing the Amount authorized to be Raised by Taxation.

And presented the same to the Senate.

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

House Concurrent Resolution No. 10, entitled:

To amend Senate Concurrent Resolution No. 11 fixing the Time after which no New Bills or Joint Resolutions shall be received by either House, except General Appropriation Bills, and/or Bills relating to Post-War Problems, by providing for the Restoring to the House Calendar of House Bill No. 132, entitled: "An Act to amend An Act entitled 'An Act to Incorporate the Town of Blades' being Chapter 155, Volume 28, Laws of Delaware, as amended, with reference to the Qualifications of Electors."

And presented the same to the Senate.

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

Senate Substitute for Senate Substitute for Senate Bill No. 193, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, as amended, entitled, "General Elections," by providing for the Transfer of Certain Election Duties now Performed by the Clerks of the Peace and the Sheriffs, to the Department of Elections for each County respectively; and for other purposes.

And returned the same to the Senate.

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

Senate Bill No. 118 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 118, Volume 44, Laws of Delaware, entitled, "An Act to permit Voting by Persons not present at the Polling Places, under Certain Circumstances and Conditions."

And returned the same to the Senate.

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

House Substitute for House Bill No. 123 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to authorize the Levy Courts to Issue Bonds for Street and other improvement in Suburban Communities under certain conditions; providing for time and manner of Holding Elections in connection therewith; defining "Suburban Community"; providing for Petition requesting improvements; directing Levy Courts and County Engineers to perform certain duties in connection with Surveys, Plots, Holding of Elections; providing for Assessments against properties abutting improvements, the manner of determining the amount thereof, and collection of the same; providing for the determination of cost of the improvements; providing the amount, maturity, interest rate and forms of Bonds to be Issued by the Levy Courts; providing for the Sale of Bonds and the disposition and use of the proceeds thereof; providing for Awarding of Contracts and Approval of Payments thereunder; providing for Record to be kept of Assessments; making Assessments Special Liens, and providing for notice thereof; providing Collector of Taxes to Collect Delinquent Assessments; providing for Retirement of Bonds and Payment of Interest thereon; providing for disposition of Surplus Funds; authorizing Levy Courts to adopt procedure in respect to Cancelling Bonds; providing that improvements shall become a part of State Highway System and maintained by State Highway Department; and providing that the full faith and credit of the Counties shall be pledged to insure Payment of Bonds.

And presented the same to the Senate.

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

House Bill No. 8 with House Amendment No. 1, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to the State Old Age Welfare Commission.

And presented the same to the Senate.

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

House Bill No. 22 with House Amendment No. 1, entitled:

An Act to amend Chapter 161, Volume 41, Laws of Delaware, entitled "An Act Changing the Name of 'The Town of Rehoboth' to 'City of Rehoboth Beach', establishing a Charter therefor, and Repealing Chapter 247 of Volume 27, Laws of Delaware, being entitled 'An Act Creating a Board of Public Works for the Town of Rehoboth, which shall Establish, Control and Regulate a Water Works System for said Town; Prescribing the Powers and Duties of said Board and providing for the Election of their Successors'", as amended.

And presented the same to the Senate.

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

House Substitute for House Bill No. 197, entitled:

An Act to amend Chapter 83 of the Revised Code of Delaware, 1935, relating to Sale and Inspection of Bread Stuffs, by providing for the Weight per Bushel of Wheat, Indian Corn Shelled and on the Cob and Indian Meal.

And presented the same to the Senate.

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

House Bill No. 31, entitled:

An Act Authorizing the Mayor and Council of New Castle to Borrow Money and Issue Bonds therefor for the Purpose of Redeeming and Refunding Certain Outstanding Street Improvement Bonds of the said City.

And presented the same to the Senate.

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

House Bill No. 12, entitled:

An Act to amend 4047, Section 152, Article 32, Chapter 100, Revised Code of Delaware, 1935, by Lowering the Legal Interest Rate on Small Loans Payable in Installments.

And presented the same to the Senate.

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

House Bill No. 11, entitled:

An Act to amend 3101, Sec. 1, Article 9, Chapter 77, Revised Code of Delaware, 1935, by Lowering the Legal Interest Rate.

And presented the same to the Senate.

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

House Bill No. 1, entitled:

An Act to amend An Act entitled "An Act to Re-Incorporate the Town of Newport" being Chapter 195 Volume 24, Laws of Delaware, as amended, by changing the Hour when Appeals shall be heard by the Commissioners.

And presented the same to the Senate.

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

House Substitute for House Bill No. 239, entitled:

An Act to Re-incorporate the Town of Delmar.

And presented the same to the Senate.

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

House Substitute for House Bill No. 293, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing that the Regulators have the authority to require Tare Weight of Vehicles.

And presented the same to the Senate.

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

House Substitute for House Bill No. 294, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by giving the Power of Arrest to the Regulators of Weights and Measures, and authorizing the Carrying of a Deadly Weapon.

And presented the same to the Senate.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred, Senate Substitute for Senate Bill No. 296, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled "Motor Vehicles" in relation to the Rights and Duties of Pedestrians using the Highways; providing for Penalties for Violations thereof.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES
JOHN R. BUTLER

Mr. Hitchens; on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Bill No. 154, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game," in relation to the Catching and Taking of Fish in the Waters of the Delaware River and Bay lying between the States of Delaware and New Jersey by providing Uniform Laws with respect thereto; and Prescribing Penalties for Violations thereof; and by Defining the Jurisdiction of said States.

Reported the same back to the Senate on its merits with Senate Substitute.

JOHN R. HITCHENS
R. H. YERKES
W. DEANE JOHNSTON
H. H. LAWSON
H. B. McDOWELL

Mr. Yerkes, on behalf of the Committee on Elections, to whom had been referred Senate Substitute for Senate Bill No. 286, entitled:

An Act to amend Chapter 143 of Volume 44, Laws of Delaware, entitled "An Act providing for the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts."

Reported the same back to the Senate favorably.

R. H. YERKES
GEO. W. RHODES
JOHN R. HITCHENS
W. DEANE JOHNSTON

Mr. Yerkes, on behalf of the Committee on Elections, to whom had been referred Senate Bill No. 109, entitled:

An Act to amend Chapter 727, Volume 19, Laws of Delaware, 1893, entitled, "An Act in relation to Municipal Elections to be held in the City of Wilmington," by providing a Method for the Delivery of Certificates of Election, Tally Sheets and Poll Lists, by the Election Officers for such Elections.

Reported the same back to the Senate favorably.

R. H. YERKES
GEO. W. RHODES
JOHN R. HITCHENS
W. DEANE JOHNSTON

Mr. Edmonds moved that Rules be suspended for the purpose of reading in of House Bills by title and number only.

Motion prevailed.

The President Pro Tem brought to the attention of the Senate a letter from the Federal Government as to the ceding by the jurisdiction over certain lands at Fort Miles, and stated that if the Senate would give its unanimous consent that a Bill known as Senate Bill No. 298 would be prepared, covering this subject. It was then decided to have a concurrent resolution prepared and submitted to both the Senate and House of Representatives, and if concurred in by both Houses, then a Bill known as Senate Bill No. 298 would be presented.

The Chair presented House Bill No. 131, entitled:

An Act to amend 4318 Section 3 Article 1 Chapter 116 of the Revised Code of Delaware, 1935, in reference to the Compensation of the Probation Officer in Sussex County.

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

The Chair presented House Substitute for House Bill No. 231, entitled:

An Act to increase Salaries and Wages of all Employees of New Castle County excepting Elected Officials, who receive their Checks or Pay from New Castle County Levy Court, by Ten Per Centum, for Duration of Existing Wars and One Year thereafter.

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

The Chair presented House Substitute for House Bill No. 44, entitled:

An Act Appropriating Money to certain Fire Companies in the State of Delaware.

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

The Chair presented House Bill No. 161, entitled:

An Act to make a Supplementary Appropriation to the State Board of Education for the Transportation of all Public School Children in the State to the Public Schools attended by such Children, excepting Children now provided, or who hereafter may be provided, with Board Allowance by the State Board of Education.

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

The Chair presented House Bill No. 11, entitled:

An Act to amend 3101, Sec. 1, Article 9, Chapter 77, Revised Code of Delaware, 1935, by Lowering the Legal Interest Rate.

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

The Chair presented House Substitute for House Bill No. 239, entitled:

An Act to Re-incorporate the Town of Delmar.

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

The Chair presented House Bill No. 8 with House Amendment No. 1, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to the State Old Age Welfare Commission.

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

The Chair presented House Substitute for House Bill No. 123 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to authorize the Levy Courts to Issue Bonds for Street and other improvement in Suburban Communities under certain conditions; providing for time and manner of Holding Elections in connection therewith; defining "Suburban Community"; providing for Petition requesting improvements; directing Levy Courts and County Engineers to perform certain

duties in connection with Surveys, Plots, Holding of Elections; providing for Assessments against properties abutting improvements, the manner of determining the amount thereof, and collection of the same; providing for the determination of cost of the improvements; providing the amount, maturity, interest rate and forms of Bonds to be Issued by the Levy Courts; providing for the Sale of Bonds and the disposition and use of the proceeds thereof; providing for Awarding of Contracts and Approval of Payments thereunder; providing for Record to be kept of Assessments; making Assessments Special Liens, and providing for notice thereof; providing Collector of Taxes to Collect Delinquent Assessments; providing for Retirement of Bonds and Payment of Interest thereon; providing for disposition of Surplus Funds; authorizing Levy Courts to adopt procedure in respect to Cancelling Bonds; providing that improvements shall become a part of State Highway System and maintained by State Highway Department; and providing that the full faith and credit of the Counties shall be pledged to insure Payment of Bonds.

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

The Chair presented House Substitute for House Bill No. 293, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing that the Regulators have the authority to require Tare Weight of Vehicles.

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

The Chair presented House Substitute for House Bill No. 294, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by giving the Power of Arrest to the Regulators of Weights and Measures, and authorizing the Carrying of a Deadly Weapon.

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

The Chair presented House Bill No. 1, entitled:

An Act to amend An Act entitled "An Act to Re-Incorporate the Town of Newport" being Chapter 195 Volume 24, Laws of Delaware, as amended, by changing the Hour when Appeals shall be heard by the Commissioners.

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

The Chair presented House Bill No. 12, entitled:

An Act to amend 4047, Section 152, Article 32, Chapter 100, Revised Code of Delaware, 1935, by Lowering the Legal Interest Rate on Small Loans Payable in Installments.

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

The Chair presented House Bill No. 31, entitled:

An Act Authorizing the Mayor and Council of New Castle to Borrow Money and Issue Bonds therefor for the Purpose of Redeeming and Refunding Certain Outstanding Street Improvement Bonds of the said City.

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

The Chair presented House Substitute for House Bill No. 197, entitled:

An Act to amend Chapter 83 of the Revised Code of Delaware, 1935, relating to Sale and Inspection of Bread Stuffs, by providing for the Weight per Bushel of Wheat, Indian Corn Shelled and on the Cob and Indian Meal.

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

The Chair presented House Bill No. 22 with House Amendment No. 1, entitled:

An Act to amend Chapter 161, Volume 41, Laws of Delaware, entitled "An Act Changing the Name of 'The Town of Rehoboth' to 'City of Rehoboth Beach', establishing a Charter therefor, and Repealing Chapter 247 of Volume 27, Laws of Delaware, being entitled 'An Act Creating a Board of Public Works for the Town of Rehoboth, which shall Establish, Control and Regulate a Water Works System for said Town; Prescribing the Powers and Duties of said Board and providing for the Election of their Successors'", as amended.

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

The Chair presented House Bill No. 32, entitled:

An Act to provide for the Collection of Taxes and Assessments for the City of New Castle.

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

The Chair presented House Bill No. 95, entitled:

An Act to amend Chapter 153 of Volume 36, Laws of Delaware, entitled "An Act to amend Chapter 149 of Volume 29, Laws of Delaware, entitled 'An Act to Reincorporate the Town of Cheswold'" by changing the Hours for Holding the Annual Election, defining Qualified Voters thereat, and by increasing the Amount authorized to be Raised by Taxation.

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

Mr. Yerkes moved that the Senate adjourn until 11 o'clock A. M., April 6, 1945.

Motion prevailed.

Fifty-Seventh Legislative Day

Dover, Delaware, April 6, 1945, 11 o'clock A. M.

Senate met pursuant to adjournment.

Lieutenant-Governor Elbert N. Carvel presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

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

Motion prevailed.

The following communications were read:

Ten communications favoring Senate Joint Resolution No. 7.

One communication disapproving Senate Bill No. 168.

Two communications favoring House Substitute for House Bill No. 307.

On communication favoring House Bill No. 284.

One communication favoring House Bills Nos. 284 and 286.

One communication favoring Senate Substitute for Senate Bill No. 165.

One communication favoring Senate Bill No. 24 and Senate Bill No. 57.

One communication favoring Senate Bill No. 87.

One communication favoring Senate Bill No. 191.

One communication favoring Senate Bill No. 201.

One communication favoring Senate Bill No. 172.

One communication favoring Senate Bill No. 168.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Substitute for House Bill No. 266 with House Amendment No. 1, entitled:

An Act creating a "Legislative Reference Bureau of Delaware" and defining its Powers and Duties and making an Appropriation therefor.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
G. P. EDMONDS
GEO. W. RHODES
R. H. YERKES

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

Senate Substitute for Senate Bill No. 281, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, 1935, relating to the Salaries of the Captain, Mate and Crew of the Oyster Watch Boat.

And returned the same to the Senate.

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

Senate Substitute for Senate Bill No. 157, entitled:

An Act making an Emergency Appropriation to Defray the Cost of Printing the Session Laws and other State Printing.

And returned the same to the Senate.

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

Senate Substitute for Senate Bill No. 128, entitled:

An Act to amend Article 3, Chapter 166 of the Revised Code of the State of Delaware, 1935, relating to the Public Lands of the State of Delaware and providing for the leasing thereof.

And returned the same to the Senate.

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

Senate Substitute for Senate Substitute for Senate Bill No. 1, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, with reference to the Seizure and Confiscation of Alcoholic Liquor and other Property used in connection with Violations of the Liquor Control Act and providing for Proceedings in the Court of General Sessions for New Castle County in connection therewith.

And returned the same to the Senate.

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

Senate Bill No. 188 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 151, Volume 44, Laws of Delaware, by Authorizing and Directing the State Highway Department to make a Survey or Surveys of Rehoboth Bay, Indian River, and Indian River Bay, for the use and Benefit of the Delaware Commission of Shell Fisheries.

And returned the same to the Senate.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Concurrent Resolution No. 6, entitled:

Commemorating the Distinguished and Courageous Services of Sergeant James P. Connor rendered at Cape Cavalaire, Southern France, on D-Day August 15 A. D. 1944 in World War II.

Reported the same back to the Senate favorably with Senate Amendment No. 1.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
WILLIAM H. AYRES
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 226 with House Amendment No. 1, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled "Delaware Workmen's Compensation Law," by extending the provisions for payments thereunder, and creating a fund known as "Industrial Accident Board Second Injury Fund."

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Substitute for Senate Bill No. 194, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game."

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. MULHOLLAND
H. H. LAWSON

Mr. Johnston, on behalf of the Committee on Education, to whom had been referred Senate Bill No. 187, entitled:

An Act to provide for Erecting and Equipping a "Health Center" for the use of the Students of the University of Delaware, Newark, Delaware, and to Authorize the Issuance of the Bonds of the State of Delaware to obtain Funds therefor.

Reported the same back to the Senate favorably.

W. DEANE JOHNSTON
GEO. E. BINDER
HARRY H. JONES
H. H. LAWSON

Mr. Johnston, on behalf of the Committee on Education, to whom had been referred House Substitute for House Bill No. 271, entitled:

An Act to Authorize the State Board of Education to use certain unexpended moneys heretofore appropriated for Repairs to Colored Schools under its Control.

Reported the same back to the Senate favorably.

W. DEANE JOHNSTON
GEO. E. BINDER
HARRY H. JONES
H. H. LAWSON

Mr. Johnston, on behalf of the Committee on Education, to whom had been referred House Bill No. 194, entitled:

An Act to provide for defining the Boundaries of School Districts of Delaware situated outside of the City of Wilmington when the same are in doubt and to provide for the Payment of necessary expenses involved.

Reported the same back to the Senate on its merits.

W. DEANE JOHNSTON
GEO. E. BINDER
HARRY H. JONES
H. H. LAWSON

The Chair presented House Concurrent Resolution No. 10, entitled:

To amend Senate Concurrent Resolution No. 11 fixing the Time after which no New Bills or Joint Resolutions shall be received by either House, except General Appropriation Bills, and/or Bills relating to Post-War Problems, by providing for the Restoring to the House Calendar of House Bill No. 132, entitled: "An Act to amend An Act entitled 'An Act to Incorporate the Town of Blades' being Chapter 155, Volume 28, Laws of Delaware, as amended, with reference to the Qualifications of Electors."

Mr. Mulholland moved that House Concurrent Resolution No. 10 be adopted.

Motion prevailed.

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 225, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, as amended, entitled, "Delaware Workmen's Compensation Law," by extending the Provisions for Payments thereunder and by providing for Compensation for Disfigurement to the Face or Head.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Butler, McDowell, Weigel—3.

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

Ordered returned to the House.

On motion of Mr. Johnston, Senate Joint Resolution No. 6, entitled:

Senate Joint Resolution Providing for the Appointment of a Commission to Study the Welfare Problems and Needs, Religious, Economic, Health, Educational, Social, Recreational, Agricultural, etc., of the Negro Race, as such Problems and Needs May Exist within the State of Delaware, and making an Appropriation for the Work of said Commission.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—Mr. Hastings—1.

ABSENT—Mr. Weigel—1.

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

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing for the Appointment of Weighmasters.

Was taken up for consideration.

Mr. Mulholland moved that action on this bill be deferred until the first order of business on Monday, April 9, 1945.

Motion prevailed.

On motion of Senator Edmonds, Thomas M. Keith, Esq., was granted the privilege of the floor to explain House Substitute for House Bill No. 28.

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

Motion prevailed.

Same Day, 2:45 o'clock P. M.

Senate met at expiration of recess.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Substitute for House Bill No. 44, entitled:

An Act Appropriating Money to certain Fire Companies in the State of Delaware.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Bill No. 215, entitled:

An Act making Appropriation for a State Emergency Fund for Certain Emergencies and Conditions not otherwise provided for for the Respective Years of the Biennium July 1, 1945 to June 30, 1947 and prescribing Limitations upon use thereof and the Powers and Duties of the Permanent Budget Commission in Relation thereto.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND

Mr. Johnston, on behalf of the Committee on Education, to whom had been referred House Substitute for House Bill No. 287, entitled:

An Act to provide for the Increase in the Salaries of School Teachers of the State of Delaware and making Appropriation therefor.

Reported the same back to the Senate favorably.

W. DEANE JOHNSTON
GEO. E. BINDER
HARRY H. JONES
H. H. LAWSON
I. T. HASTINGS

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Bill No. 115 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for the Registration Period and Renewal, for the Cancellation of Renewals and Refund of Renewal Fees, for the Registration, Title and other Fees; by providing a Contingent Fund for Commissioner and Refund of Renewal Registration Fees.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
HARRY H. JONES
G. P. EDMONDS
JOHN R. BUTLER

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 293, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing that the Regulators have the authority to require Tare Weight of Vehicles.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred Senate Bill No. 218, entitled:

An Act to Amend Chapter 39 of the Revised Code of Delaware, 1935, as amended, with Respect to Payments by the Levy Courts of New Castle, Kent and Sussex Counties, to the Commission for Aid to Dependent Children, to be used by said Commission in Carrying Out the Purposes of Chapter 39, Revised Code of Delaware, 1935, and the Acts Amendatory thereto.

Reported the same back to the Senate favorably.

R. H. YERKES
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 231, entitled:

An Act to increase Salaries and Wages of all Employees of New Castle County excepting Elected Officials, who receive their Checks or Pay from New Castle County Levy Court, by Ten Per Centum, for Duration of Existing Wars and One Year thereafter.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 319, entitled:

An Act to Supplement Chapter 75, of the Revised Code of Delaware, relating to the Public Welfare by providing aid to the Needy Blind consistent with Title X of the Federal Social Security Act.

Reported the same back to the Senate favorably.

R. H. YERKES
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 143, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, as amended, relating to Inheritance Tax.

Reported the same back to the Senate favorably.

R. H. YERKES
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 178, entitled:

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relating to Settlement of Personal Estates by requiring Executors and Administrators to provide Perpetual Care for Cemetery Lots.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 137, entitled:

An Act to amend Chapter 6, of the Revised Code of 1935, of the State of Delaware as amended by Chapter 14 of Volume 41, Laws of the State of Delaware, relating to Occupational Licenses.

Reported the same back to the Senate favorably.

R. H. YERKES
H. H. LAWSON
H. H. MULHOLLAND

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Bill No. 235, entitled:

An Act appropriating Money to the Commission for Aid to Dependent Children.

Reported the same back to the Senate on its merits.

G. P. EDMONDS
HARRY H. JONES
GEO. W. RHODES
WILLIAM H. AYRES

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred Senate Bill No. 180, entitled:

An Act to amend Chapter 170, of the Revised Code of Delaware, 1935, with reference to the Court of Common Pleas for Kent County, by Increasing the Salary of the Judge of said Court.

Reported the same back to the Senate favorably.

GEO. E. BINDER
HARRY H. JONES
SAMUEL WEIGEL, JR.
JOHN R. HITCHENS
JOHN R. BUTLER

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred House Bill No. 22 with House Amendment No. 1, entitled:

An Act to amend Chapter 161, Volume 41, Laws of Delaware, entitled "An Act Changing the Name of 'The Town of Rehoboth' to 'City of Rehoboth Beach', establishing a Charter therefor, and Repealing Chapter 247 of Volume 27, Laws of Delaware, being entitled 'An Act Creating a Board of Public Works for the Town of Rehoboth, which shall Establish, Control and Regulate a Water Works System for said Town; Prescribing the Powers and Duties of said Board and providing for the Election of their Successors'", as amended.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
JAS. S. EVANS
GEO. E. BINDER
H. H. LAWSON
WILLIAM H. AYRES

On motion for leave, Mr. Mulholland introduced Senate Concurrent Resolution No. 24, entitled:

SENATE CONCURRENT RESOLUTION NO. 24

Amending Senate Concurrent Resolution No. 11 fixing the Time after which no New Bills or Joint Resolutions shall be received by either House, except General Appropriation Bills and/or Bills relating to Post-War Problems, by providing for the Introduction of a New Senate Bill to be numbered No. 298, en-

titled: "An Act Granting the Consent of the General Assembly of the State of Delaware to the Acquisition by the United States of a Certain Tract or Parcel of Land in Lewes and Rehoboth Hundred, Sussex County, Delaware, and ceding Jurisdiction to the United States for certain Purposes."

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

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

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

Ordered to the House for concurrence.

Mr. Evans moved that rules be suspended so that so much be considered the third and final reading of Senate Bill No. 109.

Motion prevailed.

On motion of Mr. Evans, Senate Bill No. 109 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 727, Volume 19, Laws of Delaware, 1893, entitled, "An Act in relation to Municipal Elections to be held in the City of Wilmington," by providing a Method for the Delivery of Certificates of Election, Tally Sheets and Poll Lists, by the Election Officers for such Elections.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Edmonds, Senate Bill No. 41, entitled:

An Act appropriating money to Board of Managers of the Council of State Governments.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Mulholland, on motion for leave, introduced Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 191, entitled:

An Act Authorizing the State of Delaware to Borrow Five Million Dollars (\$5,000,000.00) and Issue Bonds therefor to provide a Post-War 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, and providing that the proceeds of said Bonds shall be Deposited in a Special Account to the Credit of the State Highway Department, and providing for the Payment of Principal and Interest of said Bonds.

Mr. Mulholland moved that Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 191 be adopted.

Motion prevailed.

On motion of Mr. Mulholland, Senate Substitute for Senate Bill No. 191 with Senate Amendment No. 1, entitled:

An Act Authorizing the State of Delaware to Borrow Five Million Dollars (\$5,000,000.00) and Issue Bonds therefor to provide a Post-War 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, and providing that the proceeds of said Bonds shall be Deposited in a Special Account to the Credit of the State Highway Department, and providing for the Payment of Principal and Interest of said Bonds.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

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

On motion of Mr. Edmonds, Senate Substitute for Senate Bill No. 164, entitled:

An Act appropriating Money for Certain Expenses of the Supreme Court.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Yerkes, Senate Substitute for Senate Bill No. 220, entitled:

An Act Authorizing the Levy Court of Kent County to Appropriate County Monies to David C. Harrison Post No. 14, Inc., American Legion, for the Maintenance of Ambulance.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Lawson, Senate Bill No. 106, entitled:

An Act proposing an amendment to Article III of the Constitution of the State of Delaware, relating to the Terms of Office of Sheriffs and Coroners.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

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

On motion of Mr. Edmands, Senate Bill No. 82, entitled:

An Act making Appropriation to the State Highway Department of certain Unused Funds for the Construction and Reconstruction of Roads, Highways and Bridges of the State and for Expenditures incidental thereto.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. W. B. McKendrick.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—15.

NAYS—Messrs. McDowell, McGuigan—2.

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

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Substitute for House Bill No. 307, entitled:

An Act to amend Chapter 27 of the Revised Code of Delaware, 1935, as amended, relating to the Medical Council of Delaware by providing that certain Osteopathic Physicians may be Licensed to Practice without further Examination.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 43, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near the Town of Lewes, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Hitchens, Jones, Johnston, Lawson, Yerkes, Mr. President Pro Tem—8.

NAYS—Messrs. Binder, Butler, Edmonds, Evans, Hastings, McDowell, McGuigan, Rhodes, Weigel—9.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 98, entitled:

An Act to provide for protecting the Beach or Strand opposite the City of Rehoboth Beach, in Sussex County, Delaware, from Erosion.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Butler, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Yerkes, Mr. President Pro Tem—11.

NAYS — Messrs. Edmonds, Evans, Hastings, McGuigan, Weigel—5.

ABSENT—Mr. Binder—1.

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

Ordered returned to the House.

The President announced he is about to sign:

- Senate Substitute for Senate Substitute for Senate Bill No. 1.
- Senate Bill No. 92.
- Senate Substitute for Senate Bill No. 63.
- Senate Bill No. 56.
- Senate Bill No. 188 as amended.
- Senate Bill No. 157.
- Senate Substitute for Senate Bill No. 128.
- Senate Substitute for Senate Substitute for Senate Bill No. 193.
- Senate Concurrent Resolution No. 21.

Mr. Edmonds moved that rules be suspended and that so much be considered the third and final reading of Senate Substitute for Senate Bill No. 162.

Motion prevailed.

On motion of Mr. Edmonds, Senate Substitute for Senate Bill No. 162, entitled:

An Act to amend Chapter 167 of the Revised Code of Delaware, 1935, relating to Aeronautics by providing for the Acquisition, Establishment, Construction, Enlargement, Improvement, Maintenance, Equipment, Operation and Regulation of Airports, other Air Navigation Facilities, and Airport Protection Privileges by Municipalities and providing the Right of Condemnation for such Purposes; Defining Terms; Declaring the Ownership and Operation of Airports, other Air Navigation Facilities and Airport Protection Privileges to be for Public Governmental and Municipal Purposes; providing for the Issuance of Bonds and for Levying of Taxes for Airport Purposes; Granting Specific Powers; Permitting the Acceptance of Federal Aid; Authorizing Joint Action by Municipalities and by Municipalities and the State; providing for the Appointment of Joint

Boards or Commissions and Granting to Municipalities or Municipalities and the State, Acting Jointly, the Powers granted a Single Municipality, and providing for Assistance to other Municipalities.

Was taken up for consideration.

Mr. Mulholland moved that action on Senate Substitute for Senate Bill No. 162 be deferred until second order of business on April 9, 1945.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 117, entitled:

An Act to amend Chapter 16 of the Revised Code of Delaware, 1935, as amended, entitled "Auditor of Accounts," by increasing the Salary of the Deputy appointed by the Auditor of Accounts and making appropriation therefor.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Bailey, Binder, Butler, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Ayres, Edmonds, Evans—3.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 124, entitled:

An Act to amend Chapter 12 of the Revised Code of Delaware, 1935, entitled "Salaries of State Officers," relative to the Insurance Commissioner by increasing the Salary of the Chief Clerk and making Appropriation for said Increase.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Bailey, Binder, Butler, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Ayres, Edmonds, Evans—3.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Substitute for House Bill No. 28, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, relating to "Banks, Savings Societies and Trust Companies," in reference to Reserves.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Bailey, Binder, Butler, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Weigel, Yerkes—12.

NAYS—Mr. Rhodes, Mr. President Pro Tem—2.

ABSENT—Messrs. Ayres, Edmonds, Evans—3.

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

Ordered returned to the House.

On motion of Mr. Yerkes, Senate Bill No. 217, entitled:

An Act to amend An Act entitled "An Act granting Leave of Absence to Employees of the State and Preserving their Right to Priority and Advancement in Certain Cases," being Chapter 84 of Volume 43, Laws of Delaware, 1941, by providing that Time Spent in Armed Services by State Employees shall Accrue to Employees' Benefit in Ascertaining Pension Rights and making the Provisions of this Act Retroactive.

Was taken up for consideration.

Mr. Yerkes moved that action on Senate Bill No. 217 be deferred until third matter of business on Monday, April 9, 1945.

Motion prevailed.

On motion of Mr. Mulholland, Senate Substitute for Senate Bill No. 153, entitled:

An Act to amend Chapter 151 of Volume 44, Laws of Delaware, 1935, providing for a Delaware Commission of Shell Fisheries, and defining the Powers and Duties thereof, by prescribing certain Rules and Regulations to Govern the Work of said Commission and the Leasing of Acreage in the Areas over which said Commission has been given Jurisdiction.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Bailey, Binder, Butler, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—12.

NAYS—None.

ABSENT — Messrs. Ayres, Edmonds, Evans, Hastings, McGuigan—5.

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

Ordered to the House for concurrence.

Mr. Mulholland, on motion for leave, introduced Senate Bill No. 298, entitled:

An Act Granting the Consent of the General Assembly of the State of Delaware to the Acquisition by the United States of a certain Tract or Parcel of Land in Lewes and Rehoboth Hundred, Sussex County, Delaware, and Ceding Jurisdiction to the United States for Certain Purposes.

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

Mr. Mulholland moved that the Senate adjourn until April 9, 1945, at 11 o'clock A. M.

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

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

YEAS—Messrs. Butler, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—7.

NAYS — Messrs. Bailey, Binder, Hastings, Hitchens, McDowell, Weigel—6.

ABSENT—Messrs. Ayres, Edmonds, Evans, McGuigan—4.

So the question was decided in the affirmative and the motion having received the required constitutional majority, was adopted, and the Senate adjourned until 11 o'clock A. M., April 9, 1945.

Fifty-Eighth Legislative Day

Dover, Delaware, April 9, 1945.

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by Senator Bailey.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

Member Absent—Weigel—1.

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

Motion prevailed.

Mr. Mulholland, on behalf of the Committee on Miscellaneous, to whom had been referred House Bill No. 139, entitled:

An Act to amend Chapter 6, of the Revised Code of the State of Delaware, 1935, in relation to Income Tax.

Reported the same back to the Senate favorably.

HARRY H. MULHOLLAND
G. P. EDMONDS
GEO. W. RHODES
R. H. YERKES
WILLIAM H. AYRES

Mr. Lawson, on behalf of the Committee on Public Lands, to whom had been referred Senate Bill No. 298, entitled:

An Act Granting the Consent of the General Assembly of the State of Delaware to the Acquisition by the United States of a Certain Tract or Parcel of Land in Lewes and Rehoboth Hundred, Sussex County, Delaware, and Ceding Jurisdiction to the United States for Certain Purposes.

Reported the same back to the Senate favorably.

H. H. LAWSON
J. S. EVANS
W. DEANE JOHNSTON
HARRY H. JONES

Mr. Edmonds moved that House Bill No. 43 be restored to the Calendar.

Motion prevailed.

On motion of Mr. Yerkes, House Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by providing for the Appointment of Weighmasters.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Rhodes, Yerkes, Mr. President Pro Tem—10.

NAYS—None.

ABSENT — Messrs. Bailey, Butler, Hastings, Lawson, McDowell, McGuigan, Weigel—7.

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

Ordered returned to the House.

Mr. Edmonds moved that action on Senate Substitute for Senate Bill No. 152 be deferred until first order of business on Tuesday, April 10.

Motion prevailed.

Mr. Yerkes moved that action on Senate Bill No. 217 be deferred until the first order of business this afternoon.

Motion prevailed.

On motion of Mr. Edmonds, Senate Substitute for Senate Bill No. 165, entitled:

An Act to amend Chapter 167 of the Revised Code of Delaware, 1935, relating to Aeronautics by providing for the Development and Regulation thereof within this State; creating a State Aeronautics Commission and the Office of Director of Aeronautics; prescribing the Powers and Duties of such Commission and Director; providing for Cooperation with Federal Government and Disposition of Federal Funds by such Commission; providing for Regulation of Aircraft, Airmen, Airports and Air Instruction by such Commission; providing for the Acquisition, by Condemnation or Otherwise, of Airports and Protection Privileges and the Leasing and Sale thereof; providing for the Operation of State Airports; providing for Review of Orders of such Commission, and prescribing Penalties.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Bailey, Butler, Hastings, McDowell, McGuigan, Weigel—6.

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

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 43, entitled:

An Act to provide for Protecting the Beach or Strand opposite, in front of, or near the Town of Lewes, along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—12.

NAYS—Messrs. Butler, McDowell—2.

ABSENT—Messrs. Hastings, McGuigan, Weigel—3.

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

Ordered returned to the House.

On motion of Mr. Yerkes, Senate Substitute for Senate Bill No. 215, entitled:

An Act making Appropriation for a State Emergency Fund for Certain Emergencies and Conditions not otherwise provided for for the Respective Years of the Biennium July 1, 1945 to June 30, 1947 and prescribing Limitations upon use thereof and the Powers and Duties of the Permanent Budget Commission in Relation thereto.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, McDowell, Rhodes, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Hastings, McGuigan, Weigel—3.

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

Ordered to the House for concurrence.

On motion of Mr. Lawson, Senate Bill No. 72, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, as amended, entitled "Fish, Oysters and Game," with reference to the Red Fox.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Lawson, Rhodes, Mr. President Pro Tem—8.

NAYS—Messrs. Ayres, Bailey, Butler, Johnston, McDowell, McGuigan, Yerkes—7.

ABSENT—Messrs. Hastings, Weigel—2.

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

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

Senate Bill No. 156, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, entitled "Levy Courts," with Reference to Appropriations to Fire Companies in Kent County.

And returned the same to the Senate.

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

Senate Bill No. 109 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 727, Volume 19, Laws of Delaware, 183, entitled, "An Act in relation to Municipal Elections to be held in the City of Wilmington," by providing a Method for the Delivery of Certificates of Election, Tally Sheets and Poll Lists, by the Election Officers for such Elections.

And returned the same to the Senate.

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

Senate Bill No. 83, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, entitled "Banks, Savings Societies and Trust Companies," by Increasing the Fees and Charges for Examination of Corporations coming under the Supervision of the State Banking Department.

And returned the same to the Senate.

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

Senate Bill No. 78, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, by striking out and repealing all of 1194. Sec. 48. thereof and inserting in lieu thereof a new section to be styled 1194. Sec. 48. said new section directing the Levy Court of Kent County to appropriate certain money to the Kent County Volunteer Firemen's Association for distribution equally among Member Companies.

And returned the same to the Senate.

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

Senate Concurrent Resolution No. 24, entitled:

Amending Senate Concurrent Resolution No. 11 fixing the Time after which no New Bills or Joint Resolutions shall be received by either House, except General Appropriation Bills

and/or Bills relating to Post-War Problems, by providing for the Introduction of a New Senate Bill to be numbered No. 298, entitled: "An Act Granting the Consent of the General Assembly of the State of Delaware to the Acquisition by the United States of a Certain Tract or Parcel of Land in Lewes and Rehoboth Hundred, Sussex County, Delaware, and ceding Jurisdiction to the United States for certain Purposes."

And returned the same to the Senate.

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

Senate Concurrent Resolution No. 23, entitled:

Authorizing and Directing the State Treasurer to Purchase Certain Kent County State Aid Road Bonds Issued by the Levy Court of Kent County and Maturing During the Fiscal Year Ending June 30, 1945, and making an Appropriation therefor.

And returned the same to the Senate.

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

House Bill No. 14, entitled:

An Act appropriating the sum of Seven Hundred Twenty Dollars to the Delaware Commission for the Feeble Minded to pay the Claim of William Kenneth Layfield for damages to his automobile.

And presented the same to the Senate.

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

House Substitute for House Bill No. 37, entitled:

An Act appropriating Money to the Commissioners of Rehoboth towards Expenses of Repairing and Replacing Public Property Damaged by Hurricane.

And presented the same to the Senate.

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

House Bill No. 64, entitled:

An Act appropriating certain Monies out of the State Treasury to Pay a Claim of Howard B. Money against Eden School District No. 101, relating to Expenses incurred in connection with Repairs to Eden School Building.

And presented the same to the Senate.

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

House Bill No. 68, entitled:

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, by changing the Voting Hours at Municipal Elections, by Increasing the Amount of Money which may be raised each year in Taxes, and by Increasing the Penalties for Non-Payment of Capitation Taxes.

And presented the same to the Senate.

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

House Bill No. 112, entitled:

An Act Authorizing "The City of Dover" to Borrow Three Hundred Sixty Thousand Dollars and to Issue Bonds therefor, for the purpose of Redeeming and Refunding certain Outstanding Indebtedness of "The City of Dover."

And presented the same to the Senate.

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

House Bill No. 135, entitled:

An Act to amend Chapter 568, Volume 17, Laws of Delaware, entitled "An Act to Incorporate the Town of Magnolia" by changing the Time and Date of Holding Annual Election.

And presented the same to the Senate.

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

House Bill No. 168, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, as amended, relating to General Provisions respecting the Police by Prohibiting Smoking in Trackless Trolley Coaches and Gasoline Engine Propelled Buses used as a Public Conveyance for Carrying Passengers; providing Penalty for Offense and Jurisdiction of Court to try such Offense.

And presented the same to the Senate.

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

House Bill No. 190 with House Amendment No. 1, entitled:

An Act to amend Article 4 of Chapter 166 of the Revised Code of Delaware, 1935, relating to Traffic Officers by authorizing the State Highway Department to Classify such Officers and Regulate the Salaries thereof.

And presented the same to the Senate.

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

House Substitute for House Bill No. 196, entitled:

An Act to amend An Act entitled "An Act to Reincorporate the Town of Smyrna," being Chapter 192, Volume 36, Laws of Delaware by providing for a Town Manager for the Town of Smyrna and abolishing the Office of Town Collector of the Town of Smyrna.

And presented the same to the Senate.

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

House Bill No. 204 with House Amendment No. 1, entitled:

An Act providing for the Payment of Pensions and Death Benefits to Members of the Bureau of Fire and Bureau of Police of the Department of Public Safety of the City of Wilmington.

And presented the same to the Senate.

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

House Bill No. 205 with House Amendment No. 1, entitled:

An Act to amend Chapter 118, Volume 33, Laws of Delaware, entitled "An Act providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington," as amended.

And presented the same to the Senate.

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

House Bill No. 206 with House Amendment No. 1, entitled:

An Act to amend Chapter 113, Volume 32, Laws of Delaware, entitled "An Act providing for a Police Pension Fund for Members of the Police Force of the City of Wilmington, as amended.

And presented the same to the Senate.

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

House Substitute for House Bill No. 209 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, to authorize the State Highway Department to Construct, Operate and Maintain a Crossing over the Delaware River, and appropriating certain monies therefor.

And presented the same to the Senate.

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

House Substitute for House Bill No. 216 with House Amendment No. 1, entitled:

An Act to authorize Housing Authorities to clear blighted areas and prevent blight; to acquire Real Property and make it available for redevelopment by private enterprise or by public

agencies in accordance with approved redevelopment plans; and to confer necessary powers on Housing Authorities, Cities and other Public Bodies, and to make obligation issued by Housing Authorities in connection with redevelopment projects legal investments and security for deposits; to enable the advance preparation of projects so they can provide jobs and stimulate industry when necessary in the period of reconversion; and to authorize the Creation of an Advisory Board to Housing Authorities composed of Representatives of Business, Real Estate, Home Financing and other Interests.

And presented the same to the Senate.

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

House Substitute for House Bill No. 217, entitled:

An Act to amend Chapter 160 of the Revised Code of Delaware, 1935, as amended, relating to Housing, and known as the "Housing Authority Law," by authorizing Housing Authorities to make Payments to Local Public Bodies, and authorizing Housing Authorities to undertake Rural Housing and to enter into certain agreements to secure Federal Contributions.

And presented the same to the Senate.

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

House Bill No. 262 with House Amendment No. 1, entitled:

An Act to Reincorporate the Town of Delaware City.

And presented the same to the Senate.

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

House Substitute for House Bill No. 275, entitled:

An Act Authorizing the Commissioners of the Town of Bethany Beach to Borrow Money and Issue Bonds for the purpose of Repairing Damage to Town Property caused by Hurricane; and providing for Annual Payment by the Levy Court of

Sussex County to the Commissioners of the Town of Bethany Beach from County Taxes collected on properties within the limits of the Town of Bethany Beach, of certain moneys to be used in aid of the Retirement of Bonds issued under the Authority of this Act.

And presented the same to the Senate.

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

House Substitute for House Bill No. 278, entitled:

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 by Chapter 153, Laws of Delaware, 1941, providing for the Increase in the Amount to be Raised by Taxation.

And presented the same to the Senate.

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

House Substitute for House Bill No. 305, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, entitled "County Treasurers and Collection of Taxes," with reference to the Receiver of Taxes and County Treasurer for Kent County, his Election, Term, and Duties, redemption of property sold for Taxes, Notices, Penalties and Times for the Performance of certain work of the office.

And presented the same to the Senate.

On motion of Mr. Edmonds, Senate Substitute for Senate Bill No. 131, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, relating to the State Highway Department, as amended, by creating a new Article to be known as Article 6, and Seven New Sections thereunder, said new Article to be subtitled "Freeways," and said Article and said new Sections authorizing the State Highway Department to Construct, Designate, Establish, Lay Out and Regulate all or any portion of any State Highway as a "Freeway."

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Rhodes, Yerkes, Mr. President Pro Tem—9.

NAYS — Messrs. Ayres, Butler, Lawson, McDowell, McGuigan—5.

ABSENT—Messrs. Bailey, Hastings, Weigel—3.

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

The Chair presented House Substitute for House Bill No. 217, entitled:

An Act to amend Chapter 160 of the Revised Code of Delaware, 1935, as amended, relating to Housing, and known as the "Housing Authority Law," by authorizing Housing Authorities to make Payments to Local Public Bodies, and authorizing Housing Authorities to undertake Rural Housing and to enter into certain agreements to secure Federal Contributions.

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

The Chair presented House Bill No. 262 with House Amendment No. 1, entitled:

An Act to Reincorporate the Town of Delaware City.

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

The Chair presented House Substitute for House Bill No. 278, entitled:

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 by Chapter 153, Laws of Delaware, 1941, providing for the Increase in the Amount to be Raised by Taxation.

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

The Chair presented House Substitute for House Bill No. 305, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, entitled "County Treasurers and Collection of Taxes," with reference to the Receiver of Taxes and County Treasurer for Kent County, his Election, Term, and Duties, redemption of property sold for Taxes, Notices, Penalties and Times for the Performance of certain work of the office.

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

The Chair presented House Substitute for House Bill No. 37, entitled:

An Act appropriating Money to the Commissioners of Rehoboth towards Expenses of Repairing and Replacing Public Property Damaged by Hurricane.

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

The Chair presented House Bill No. 64, entitled:

An Act appropriating certain Monies out of the State Treasury to Pay a Claim of Howard B. Money against Eden School District No. 101, relating to Expenses incurred in connection with Repairs to Eden School Building.

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

The Chair presented House Bill No. 68, entitled:

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, by changing the Voting Hours at Municipal Elections, by Increasing the Amount of Money which may be raised each year in Taxes, and by Increasing the Penalties for Non-Payment of Capitation Taxes.

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

The Chair presented House Substitute for House Bill No. 275, entitled:

An Act Authorizing the Commissioners of the Town of Bethany Beach to Borrow Money and Issue Bonds for the purpose of Repairing Damage to Town Property caused by Hurricane; and providing for Annual Payment by the Levy Court of Sussex County to the Commissioners of the Town of Bethany Beach from County Taxes collected on properties within the limits of the Town of Bethany Beach, of certain moneys to be used in aid of the Retirement of Bonds issued under the Authority of this Act.

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

The Chair presented House Bill No. 204 with House Amendment No. 1, entitled:

An Act providing for the Payment of Pensions and Death Benefits to Members of the Bureau of Fire and Bureau of Police of the Department of Public Safety of the City of Wilmington.

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

The Chair presented House Bill No. 205 with House Amendment No. 1, entitled:

An Act to amend Chapter 118, Volume 33, Laws of Delaware, entitled "An Act providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington," as amended.

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

The Chair presented House Bill No. 14, entitled:

An Act appropriating the sum of Seven Hundred Twenty Dollars to the Delaware Commission for the Feeble Minded to pay the Claim of William Kenneth Layfield for damages to his automobile.

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

The Chair presented House Bill No. 168, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, as amended, relating to General Provisions respecting the Police by Prohibiting Smoking in Trackless Trolley Coaches and Gasoline Engine Propelled Buses used as a Public Conveyance for Carrying Passengers; providing Penalty for Offense and Jurisdiction of Court to try such Offense.

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

The Chair presented House Bill No. 135, entitled:

An Act to amend Chapter 568, Volume 17, Laws of Delaware, entitled "An Act to Incorporate the Town of Magnolia" by changing the Time and Date of Holding Annual Election.

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

The Chair presented House Bill No. 190 with House Amendment No. 1, entitled:

An Act to amend Article 4 of Chapter 166 of the Revised Code of Delaware, 1935, relating to Traffic Officers by authorizing the State Highway Department to Classify such Officers and Regulate the Salaries thereof.

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

The Chair presented House Substitute for House Bill No. 196, entitled:

An Act to amend An Act entitled "An Act to Reincorporate the Town of Smyrna," being Chapter 192, Volume 36, Laws of Delaware by providing for a Town Manager for the Town of Smyrna and abolishing the Office of Town Collector of the Town of Smyrna.

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

The Chair presented House Bill No. 112, entitled:

An Act Authorizing "The City of Dover" to Borrow Three Hundred Sixty Thousand Dollars and to Issue Bonds therefor, for the purpose of Redeeming and Refunding certain Outstanding Indebtedness of "The City of Dover."

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

The Chair presented House Substitute for House Bill No. 216 with House Amendment No. 1, entitled:

An Act to authorize Housing Authorities to clear blighted areas and prevent blight; to acquire Real Property and make it available for redevelopment by private enterprise or by public agencies in accordance with approved redevelopment plans; and to confer necessary powers on Housing Authorities, Cities and other Public Bodies, and to make obligation issued by Housing Authorities in connection with redevelopment projects legal investments and security for deposits; to enable the advance preparation of projects so they can provide jobs and stimulate industry when necessary in the period of reconversion; and to authorize the Creation of an Advisory Board to Housing Authorities composed of Representatives of Business, Real Estate, Home Financing and other Interests.

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

The Chair presented House Substitute for House Bill No. 209 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, to authorize the State Highway Department to Construct, Operate and Maintain a Crossing over the Delaware River, and appropriating certain monies therefor.

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

The Chair presented House Bill No. 206 with House Amendment No. 1, entitled:

An Act to amend Chapter 113, Volume 32, Laws of Delaware, entitled "An Act providing for a Police Pension Fund for Members of the Police Force of the City of Wilmington, as amended.

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

Mr. Yerkes moved that the Senate recess until 2:30 o'clock P. M.

Motion prevailed.

Same Day, 3 o'clock P. M.

Senate met at expiration of recess.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Bill No. 100, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by prohibiting Driving Across Parkways between Dual Highways and prohibiting the use of One Way Highways except in the direction fixed by the State Highway Department.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
G. P. EDMONDS
GEO. E. BINDER
HARRY H. JONES

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred House Substitute for House Bill No. 294, entitled:

An Act to amend Chapter 82 of the Revised Code of Delaware, 1935, as amended, relating to Weights and Measures, by giving the Power of Arrest to the Regulators of Weights and Measures, and authorizing the Carrying of a Deadly Weapon.

Reported the same back to the Senate favorably.

GEO. E. BINDER
HARRY H. JONES
JOHN R. HITCHENS
JOHN R. BUTLER

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 179, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, entitled "Alcoholic Liquor, Wines and Beer," in reference to Tariff of Licensed Fees.

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

On motion for leave, Mr. Johnston introduced Senate Resolution No. 51, entitled:

SENATE RESOLUTION NO. 51

Relative to Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the State Senate.

BE IT RESOLVED by the Senate of the State of Delaware that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for collecting data, compiling, editing and publishing the Daily Calendar for the Senate of the State of Delaware, same being expense connected with the present Session thereof, viz:

To Milford Chronicle Publishing Co., One Thousand and Five Hundred Dollars (\$1,500.00) being part payment on account for above.

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

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

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

Mr. Mulholland moved that rules be suspended and that so much be considered as the third reading of Senate Substitute for Senate Bill No. 154.

Motion prevailed.

On motion of Mr. Mulholland, Senate Substitute for Senate Bill No. 154, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game," in relation to the Catching and Taking of Fish in the Waters of the Delaware River and Bay lying between the States of Delaware and New Jersey by providing Uniform Laws with respect thereto; and Prescribing Penalties for Violations thereof; and by Defining the Jurisdiction of said States.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. Thomas Herhily, Esq., and Mr. Wayne Hydecker.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Jones, Mr. President Pro Tem—5.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, Hitchens, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes—11.

ABSENT—Mr. Weigel—1.

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

Mr. Edmonds, on motion for leave, introduced Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 166, entitled:

An Act to amend Chapter 65 of the Revised Code of the State of Delaware of 1935, relating to Corporations.

Mr. Edmonds moved that Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 166 be adopted.

Motion prevailed.

Mr. Edmonds moved that the rules be suspended and that the reading of the title be considered the third and final reading of Senate Substitute for Senate Bill No. 166 with Senate Amendment No. 1.

Motion prevailed.

Mr. Ayres moved that the Senate recess for five minutes.

Motion prevailed.

Same Day, Later

Senate met at expiration of recess.

On motion of Mr. Edmonds on behalf of Mr. Evans, Senate Substitute for Senate Bill No. 166 with Senate Amendment No. 1, entitled:

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.

Mr. Edmonds moved that action on Senate Substitute for Senate Bill No. 166 with Senate Amendment No. 1 be deferred until the second order of business on Tuesday, April 10, 1945.

Motion prevailed.

Mr. Lawson, on behalf of the Committee on Passed Bills, reported to the Senate that he had delivered to the Governor, the following:

Senate Substitute for Senate Substitute for Senate Bill No. 1, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, as amended, with reference to the Seizure and Confiscation of Alcoholic Liquor and other Property used in connection with Violations of the Liquor Control Act and providing for Proceedings in the Court of General Sessions for New Castle County in connection therewith.

Senate Bill No. 56, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, by providing that Uninvested Funds held by a Trust Company acting in a Fiduciary Capacity shall be a Preferred Claim over all Unsecured Claims.

Senate Substitute for Senate Bill No. 63, entitled:

An Act to amend Chapter 100 of the Revised Code of Delaware, 1935, concerning the Regulation of Small Loans; providing for the Issuance of Certificates of Registrations; Annual License Fees; and providing for the Examination thereof by the State Bank Commissioner.

Senate Bill No. 92, entitled:

An Act to amend 411. Sec. 14 of Chapter 15 of the Revised Code of Delaware, 1935, relating to State Treasurer and Trustee of the School Fund by authorizing the Investment of Monies in the State Sinking Fund in United States Government Bonds.

Senate Substitute for Senate Bill No. 128, entitled:

An Act to amend Article 3, Chapter 166 of the Revised Code of the State of Delaware, 1935, relating to the Public Lands of the State of Delaware and providing for the leasing thereof.

Senate Substitute for Senate Bill No. 157, entitled:

An Act making an Emergency Appropriation to Defray the Cost of Printing the Session Laws and other State Printing.

Senate Bill No. 188 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 151, Volume 44, Laws of Delaware, by Authorizing and Directing the State Highway Department to make a Survey or Surveys of Rehoboth Bay, Indian River, and Indian River Bay, for the use and Benefit of the Delaware Commission of Shell Fisheries.

Senate Substitute for Senate Substitute for Senate Bill No. 193, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, as amended, entitled, "General Elections," by providing for the Transfer of Certain Election Duties now Performed by the Clerks of the Peace and the Sheriffs, to the Department of Elections for each County respectively; and for other Purposes.

Senate Concurrent Resolution No. 21, entitled:

Paying Certain Expenses of the Senate and House of Representatives.

H. H. LAWSON

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred Senate Substitute for Senate Bill No. 273, entitled:

An Act appropriating certain Monies to provide a Pension Fund for Retired and Disabled Public School Teachers of Delaware.

Reported the same back to the Senate on its merits.

GEORGE W. RHODES

HARRY H. JONES

H. H. MULHOLLAND

The Lieutenant-Governor recognized General Paul R. Rinard, a former member of the Senate.

The Chair also recognized Senator Burton S. Heal.

On motion of Mr. Yerkes, Senate Bill No. 217, entitled:

An Act to amend An Act entitled "An Act granting Leave of Absence to Employees of the State and Preserving their Right to Priority and Advancement in Certain Cases," being Chapter 84 of Volume 43, Laws of Delaware, 1941, by providing that Time Spent in Armed Services by State Employees shall Accrue to Employees' Benefit in Ascertaining Pension Rights and making the Provisions of this Act Retroactive.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to General Paul R. Rinard.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Weigel—1.

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

Ordered to the House for concurrence.

On motion of Mr. Mulholland, Senate Substitute for Senate Bill No. 296, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled "Motor Vehicles" in relation to the Rights and Duties of Pedestrians using the Highways; providing for Penalties for Violations thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, McDowell, Rhodes, Mr. President Pro Tem—11.

NAYS—Messrs. Ayres, Johnston, Lawson, Yerkes—4.

ABSENT—Messrs. McGuigan, Weigel—2.

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

Ordered to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 22 with House Amendment No. 1, entitled:

An Act to amend Chapter 161, Volume 41, Laws of Delaware, entitled "An Act Changing the Name of 'The Town of Rehoboth' to 'City of Rehoboth Beach,' establishing a Charter therefor, and Repealing Chapter 247 of Volume 27, Laws of Delaware, being entitled 'An Act Creating a Board of Public Works for the Town of Rehoboth, which shall Establish, Control and Regulate a Water Works System for said Town; Prescribing the Powers and Duties of said Board and providing for the Election of their Successors,'" as amended.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

Upon request the privilege of the floor was given to Mr. Houston Wilson, Esq.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Weigel—1.

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

Ordered returned to the House.

Mr. Johnston moved that the rules be suspended and that so much be considered the third and final reading of Senate Substitute for Senate Bill No. 151.

Motion prevailed.

On motion of Mr. Johnston, Senate Substitute for Senate Bill No. 151, entitled:

An Act authorizing the Levy Court of Kent County to Borrow Money and to Issue Bonds therefor, for the Purpose of Redeeming and Refunding Certain Outstanding Bonds of Kent County.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Lawson, Weigel—2.

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

Ordered to the House for concurrence.

On motion of Mr. Johnston, Senate Bill No. 180, entitled:

An Act to amend Chapter 170, of the Revised Code of Delaware, 1935, with reference to the Court of Common Pleas for Kent County, by Increasing the Salary of the Judge of said Court.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Binder, Edmonds, Evans, Hitchens, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—9.

NAYS — Messrs. Ayres, Bailey, Butler, Hastings, Jones, McDowell, McGuigan—7.

ABSENT—Mr. Weigel—1.

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

On motion of Mr. Yerkes, House Bill No. 9, entitled:

An Act to amend Chapter 54 of the Revised Code of Delaware, 1935, as amended, relating to the State Old Age Welfare Commission by providing for Subordinate Officers and Salaries thereof.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Weigel—1.

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

Ordered returned to the House.

Mr. Yerkes moved that rules be suspended and that so much be considered the third and final reading of House Bill No. 53.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 53, entitled:

An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, as amended, by providing for Powers of Attorney granted by person serving in or present with the Armed Forces of the United States and others, and the legal effect thereof in the event of Death of principal without notice of knowledge thereof by the Agent or Attorney in fact; conclusive proof or Non-Revocation.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Weigel—1.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 54, entitled:

An Act to amend 4727 Section 7 of Chapter 131 of the Revised Code of Delaware, 1935, by providing for Petit Jurors for the Court of General Sessions and the Superior Court.

Was taken up for consideration.

Mr. Yerkes moved that action be postponed until the first order of business after recess for dinner.

Motion prevailed.

Mr. Johnston, on motion for leave, introduced Senate Substitute for Senate Bill No. 241, entitled:

An Act amending Chapter 151, Vol. 44, Laws of Delaware, entitled "An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, providing for a Delaware Commission of Shell Fisheries, and by Defining the Powers and Duties thereof," by Enlarging the Powers of said Commission so as to include all Fishing in the Tide Waters of the State of Delaware.

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

On motion of Mr. Yerkes, House Bill No. 125, entitled:

An Act to provide for Leave of Absence to State, County and Municipal Employees now or hereafter serving as Attaches to either Branch of the General Assembly.

Was taken up for consideration.

Mr. Yerkes moved that action on this bill be deferred until he has further information on this bill.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 101 with House Amendment No. 1, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, entitled "Insurance Department," relating to Non-Resident Brokers.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Lawson, McDowell, McGuigan, Rhodes, Yerkes—14.

NAYS—None.

ABSENT—Messrs. Johnston, Weigel, Mr. President Pro Tem—3.

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

Ordered returned to the House.

Mr. Yerkes moved that rules be suspended and that so much be considered as the third and final reading of House Bill No. 140.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 140, entitled:

An Act to amend Chapter 9, Volume 44, Laws of Delaware (1943) known as the Cigarette Tax Act by providing for Refunds in Cash of Tax paid by Dealers on Cigarettes Sold and Shipped into another State, sold to Commissaries, Ships' Stores and voluntary unincorporated organizations of the Army or of the Navy Personnel, on unsaleable or destroyed Cigarettes and on Cigarettes on hand after May 31, 1945, the Expiration Date of the Cigarette Tax Act.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Weigel—1.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 163, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, as amended, relating to Occupational Licenses, by providing for the Fee to be paid by "Circus Exhibitor," defining "Circus Exhibitor" and providing for Certain Exceptions therefrom and fixing Fee therefor.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes—15.

NAYS—None.

ABSENT—Mr. Weigel, Mr. President Pro Tem—2.

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

Ordered returned to the House.

Mr. Yerkes moved that the Senate recess until 7:30 o'clock P. M.

Motion prevailed.

Same Day, 9 o'clock P. M.

Senate met at expiration of recess.

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Substitute for House Bill No. 209 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, to authorize the State Highway Department to Construct, Operate and Maintain a Crossing over the Delaware River, and appropriating certain monies therefor.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
G. P. EDMONDS
GEO. E. BINDER
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Bill No. 190 with House House Amendment No. 1, entitled:

An Act to amend Article 4 of Chapter 166 of the Revised Code of Delaware, 1935, relating to Traffic Officers by authorizing the State Highway Department to Classify such Officers and Regulate the Salaries thereof.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
GEO. E. BINDER
G. P. EDMONDS
HARRY H. JONES

Mr. Hitchens, on behalf of the Committee on Buildings and Highways, to whom had been referred House Substitute for House Bill No. 275, entitled:

An Act Authorizing the Commissioners of the Town of Bethany Beach to Borrow Money and Issue Bonds for the purpose of Repairing Damage to Town Property caused by Hurricane; and providing for Annual Payment by the Levy Court of Sussex County to the Commissioners of the Town of Bethany Beach from County Taxes collected on properties within the limits of the Town of Bethany Beach, of certain moneys to be used in aid of the Retirement of Bonds issued under the Authority of this Act.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
G. P. EDMONDS
GEO. E. BINDER
HARRY H. JONES

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 131, entitled:

An Act to amend 4318 Section 3 Article 1 Chapter 116 of the Revised Code of Delaware, 1935, in reference to the Compensation of the Probation Officer in Sussex County.

Reported the same back to the Senate favorably.

G. P. EDMONDS
GEO. W. RHODES
HARRY H. JONES
H. H. MULHOLLAND
WILLIAM H. AYRES

The President announced he is about to sign:

Senate Concurrent Resolution No. 8.

Senate Concurrent Resolution No. 10.

Senate Joint Resolution No. 2.

Senate Joint Resolution No. 3.

House Substitute for House Bill No. 28.

House Bill No. 43.

House Bill No. 98.

House Bill No. 117.

House Bill No. 124.

House Substitute for House Bill No. 224.

House Bill No. 225.

House Bill No. 141.

House Substitute for House Bill No. 292.

House Substitute for House Bill No. 307.

Mr. Jones, on behalf of the Committee on Claims, to whom had been referred House Substitute for House Bill No. 37, entitled:

An Act appropriating Money to the Commissioners of Rehoboth towards Expenses of Repairing and Replacing Public Property Damaged by Hurricane.

Reported the same back to the Senate favorably.

HARRY H. JONES
GEO. W. RHODES
ROBERT H. YERKES
H. H. LAWSON
JOHN R. BUTLER

Mr. Jones, on behalf of the Committee on Claims, to whom had been referred House Bill No. 64, entitled:

An Act appropriating certain Monies out of the State Treasury to Pay a Claim of Howard B. Money against Eden School District No. 101, relating to Expenses incurred in connection with Repairs to Eden School Building.

Reported the same back to the Senate favorably.

HARRY H. JONES
R. H. YERKES
GEO. W. RHODES
H. H. LAWSON
JOHN R. BUTLER

On motion for leave, Mr. Edmonds introduced Senate Amendment No. 1 to House Concurrent Resolution No. 6, entitled:

Commemorating the Distinguished and Courageous Services of Sergeant James P. Conner rendered at Cape Cavalaire, Southern France, on D-Day August 15 A. D. 1944 in World War 11.

Mr. Edmonds moved that Senate Amendment No. 1 to House Concurrent Resolution No. 6 be adopted.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Yerkes, Mr. President Pro Tem—10.

NAYS—Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

ABSENT—Mr. Weigel—1.

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

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

Senate Substitute for Senate Bill No. 215, entitled:

An Act making Appropriation for a State Emergency Fund for Certain Emergencies and Conditions not otherwise provided for for the Respective Years of the Biennium July 1, 1945 to June 30, 1947 and prescribing Limitations upon use thereof and the Powers and Duties of the Permanent Budget Commission in Relation thereto.

And returned the same to the Senate.

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

Senate Substitute for Senate Bill No. 213 with House Amendment No. 1, entitled:

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 and Maturing during the Fiscal Biennium Ending June 30, 1947.

And returned the same to the Senate for concurrence.

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

House Bill No. 24, entitled:

An Act appropriating Certain Moneys to Kent and Sussex County Fair, Incorporated, for Prizes.

And presented the same to the Senate.

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

House Bill No. 33, entitled:

An Act appropriating Money to the American Legion, Department of Delaware.

And presented the same to the Senate.

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

Senate Substitute for Senate Bill No. 212 with House Amendment No. 1, entitled:

An Act appropriating Moneys 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, 1947.

And returned the same to the Senate for concurrence.

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

Senate Substitute for Senate Bill No. 152, entitled:

An Act to amend Chapter 178 of the Revised Code of Delaware, 1935, entitled "Commemoration of the Landing of the First Settlers of the State of Delaware at Lewes," with reference to the Name of the Commission created by said Act, its Members, Powers and Duties.

And returned the same to the Senate.

On motion of Mr. Edmonds, House Concurrent Resolution No. 6 with Senate Amendment No. 1, entitled:

Commemorating the Distinguished and Courageous Services of Sergeant James P. Connor rendered at Cape Cavalaire, Southern France, on D-Day August 15 A. D. 1944 in World War II.

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

Mr. Edmonds moved that House Concurrent Resolution No. 6 as amended be adopted.

Motion prevailed.

Ordered returned to the House for concurrence.

On motion of Mr. Yerkes, House Bill No. 54, entitled:

An Act to amend 4727 Section 7 of Chapter 131 of the Revised Code of Delaware, 1935, by providing for Petit Jurors for the Court of General Sessions and the Superior Court.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Hastings, Hitchens, Jones, Johnston, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Evans, Lawson, Weigel—3.

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

Ordered returned to the House.

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

House Bill No. 35, entitled:

An Act appropriating Money to the United Spanish War Veterans, Department of Delaware.

And presented the same to the Senate.

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

House Bill No. 36, entitled:

An Act appropriating Money to the Veterans of Foreign Wars, Department of Delaware.

And presented the same to the Senate.

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

House Bill No. 41, entitled:

An Act appropriating Money to Layton Home for Aged Colored People.

And presented the same to the Senate.

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

House Bill No. 52 with House Amendment No. 1, entitled:

An Act amending Chapter 148, Volume 42, Laws of Delaware, Creating the Office of Vice-Chancellor by Increasing the Salary of the Vice-Chancellor.

And presented the same to the Senate.

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

House Bill No. 82, entitled:

An Act to amend Chapter 42 of the Revised Code of Delaware, 1935, as amended, relating to Notaries Public and Commissioners of Deeds by prohibiting Notaries Public or other persons authorized by Law to Administer Oaths to charge a fee for the acknowledgment or Oath taken in connection with any instrument where such acknowledgment or oath is taken by a person serving in the Armed Forces of the United States and certain other relatives of such persons; by providing the Jurisdiction of Courts to try such offenses and the penalty therefor.

And presented the same to the Senate.

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

House Bill No. 89, entitled:

An Act confirming the Sale and Transfer of two certain pieces and parcels of Real Estate in Brandywine Hundred by "The Mayor and Council of Wilmington," one to Edward Bringhurst, V, and the other to Edward Bringhurst, V, and Mary T. Bringhurst.

And presented the same to the Senate.

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

House Bill No. 110, entitled:

An Act to amend Chapter 23 of the Revised Code of Delaware, 1935, as amended, relating to State Forestry Department by providing for Concurrent Jurisdiction of the Justices of the Peace and Courts of Common Pleas to Hear, Try and Determine Offenses.

And presented the same to the Senate.

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

House Bill No. 182, entitled:

An Act appropriating Money to the Delaware Society for the Prevention of Cruelty to Animals.

And presented the same to the Senate.

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

House Bill No. 184, entitled:

An Act appropriating Money to the "Board of Managers of the Detention Home" for Salaries and Wages.

And presented the same to the Senate.

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

House Bill No. 185, entitled:

An Act appropriating Money to the Delaware Commission for the Blind for Expenses for each of the Two Fiscal Years ending June 30, 1946, and June 30, 1947.

And presented the same to the Senate.

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

House Bill No. 191, entitled:

An Act appropriating certain Money to Palmer Home, Incorporated.

And presented the same to the Senate.

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

House Bill No. 192, entitled:

An Act appropriating Money for the Burial of Indigent Soldiers, Sailors and Marines.

And presented the same to the Senate.

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

House Substitute for House Substitute for House Bill No. 272, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258 of the Laws of Delaware, 1937, as amended, by making certain changes in the Administrative Provisions thereof.

And presented the same to the Senate.

On motion of Mr. Yerkes, House Bill No. 180 with House Amendment No. 1 and House Amendment No. 2, entitled:

An Act providing for the Filing of the Declaration of Intent to Become a Citizen and Resident of Delaware by any person coming from any other State, District of Columbia or Territory, at least One Year prior to a General Election in Delaware as a Qualification for the right to become a Registered Voter at such General Election.

Was taken up for consideration.

Mr. Yerkes moved that action on House Bill No. 180 with House Amendment No. 1 and House Amendment No. 2, because of a misspelled word "Declaration" be deferred until Judge Willey, Attorney for the Senate, gives his opinion on this defect.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 221, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, as amended, pertaining to a County Free Library for New Castle County and Authorizing an Increase in the Appropriation of County Monies therefor.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Lawson, Weigel—2.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 247, entitled:

An Act appropriating money to the State Board of Agriculture to be used for Anti-Hog Cholera Serum.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—Mr. Edmonds—1.

ABSENT—Mr. Weigel—1.

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

Ordered returned to the House.

On motion of Mr. Yerkes, House Bill No. 269, entitled:

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 paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Weigel—1.

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

Ordered returned to the House.

Mr. Yerkes moved that rules be suspended so that so much be considered as the third and final reading of House Substitute for House Bill No. 310.

Motion prevailed.

On motion of Mr. Yerkes, House Substitute for House Bill No. 310, entitled:

An Act to amend Chapter 76 of the Revised Code of Delaware, 1935, relating to the Delaware State Hospital by providing for Voluntary Admission to such Hospital in certain cases.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Bailey, Weigel—2.

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

Ordered returned to the House.

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

House Substitute for House Bill No. 317, entitled:

An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, as amended, relating to the Salaries of certain County Officers, by providing for an Increase in the Salary of the Coroner for New Castle County.

And presented the same to the Senate.

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

House Bill No. 207, entitled:

An Act to amend Chapter 116 of the Revised Code of Delaware, 1935, as amended, relating to Juvenile Delinquents and Probation, by providing for a Judge of the Juvenile Court; Appointment thereof and qualifications; term of office and compensation.

And presented the same to the Senate.

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

House Substitute for House Bill No. 223 with House Amendment No. 1, entitled:

An Act to create a Board of Appeals from Assessments in New Castle County, and defining its Powers and Duties.

And presented the same to the Senate.

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

House Substitute for House Bill No. 316, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, by providing for increase in the Salaries of the Coroner's Physician for New Castle County and the Chief Deputy Coroner for New Castle County.

And presented the same to the Senate.

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

House Substitute for House Bill No. 334 with House Amendment No. 1, entitled:

An Act to amend Article 2 of Chapter 116 of the Revised Code of the State of Delaware, 1935, relating to the Juvenile Court of the City of Wilmington and New Castle County; by conferring jurisdiction of persons over the age of Eighteen

Years, within a family, charged with certain offenses; defining the word Child; authorizing the Judge of the Juvenile Court to adopt a Seal, make and publish General Rules and keep Records pertaining to said Court; making said Court one of general jurisdiction, authorizing the Judge of the Juvenile Court to appoint a Clerk, fixing the Term and Salary thereof and defining the powers and powers and duties of said Clerk; authorizing the Judge of the Juvenile Court to Select and Appoint a Director and Probation Officers and other Employees as shall be deemed necessary, defining their qualifications, fixing their Salaries, Duties and Powers; and fixing the Maximum Annual Expenses of the said Court.

And presented the same to the Senate.

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

House Substitute for House Bill No. 261 with House Amendment No. 1, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, relating to Coroners, by providing that the Coroner have the Power to order an Autopsy in certain cases.

And presented the same to the Senate.

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

House Substitute for House Bill No. 213, entitled:

An Act to amend Chapter 158, Volume 43, Laws of Delaware, 1941, entitled "An Act to Reincorporated the Town of Bridgeville."

And presented the same to the Senate.

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

House Substitute for House Bill No. 156, entitled:

An Act proposing an Amendment to Article V of the Constitution of the State of Delaware relating to Elections.

And presented the same to the Senate.

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

House Bill No. 102, entitled:

An Act to amend 4318 Section 3 Article 1 Chapter 116 of the Revised Code of Delaware, 1935, in reference to the Compensation of the Probation Officer in New Castle County.

And presented the same to the Senate.

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

Senate Substitute for Senate Bill No. 197 with Senate Amendment No. 1, entitled:

An Act to provide for the Regulation, Control and Licensing of Harness Racing in the State of Delaware.

And returned the same to the Senate.

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

Senate Bill No. 80, entitled:

An Act to amend Chapter 37 of the Revised Code of Delaware, 1935, entitled "State Board of Accountancy."

And returned the same to the Senate.

EXECUTIVE SESSION

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

Motion prevailed.

Same Day, Later

Senate met in regular session.

Mr. Johnson, on motion for leave, introduced Senate Substitute for Senate Bill No. 233, entitled:

An Act amending Chapter 151, Vol. 44, Laws of Delaware, entitled "An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, providing for a Delaware Commission of Shell Fisheries, and by defining the Powers and Duties thereof," by providing for Two Additional Members of said Commission.

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

Mr. Lawson, on motion for leave, introduced Senate Substitute for Senate Bill No. 270, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, as amended, relating to General Elections, by Repealing the Provisions for Two Separate Ballots and providing for a Single Ballot containing the Names of all Persons to be Voted for at a General Election.

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

The Chair presented House Bill No. 33, entitled:

An Act appropriating Money to the American Legion, Department of Delaware.

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

The Chair presented House Bill No. 35, entitled:

An Act appropriating Money to the United Spanish War Veterans, Department of Delaware.

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

The Chair presented House Bill No. 36, entitled:

An Act appropriating Money to the Veterans of Foreign Wars, Department of Delaware.

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

The Chair presented House Bill No. 41, entitled:

An Act appropriating Money to Layton Home for Aged Colored People.

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

The Chair presented House Bill No. 52 with House Amendment No. 1, entitled:

An Act amending Chapter 148, Volume 42, Laws of Delaware, Creating the Office of Vice-Chancellor by Increasing the Salary of the Vice-Chancellor.

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

The Chair presented House Bill No. 82, entitled:

An Act to amend Chapter 42 of the Revised Code of Delaware, 1935, as amended, relating to Notaries Public and Commissioners of Deeds by prohibiting Notaries Public or other persons authorized by Law to Administer Oaths to charge a fee for the acknowledgment or Oath taken in connection with any instrument where such acknowledgment or oath is taken by a person serving in the Armed Forces of the United States and certain other relatives of such persons; by providing the Jurisdiction of Courts to try such offenses and the penalty therefor.

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

The Chair presented House Bill No. 192, entitled:

An Act appropriating Money for the Burial of Indigent Soldiers, Sailors and Marines.

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

The Chair presented House Bill No. 207, entitled:

An Act to amend Chapter 116 of the Revised Code of Delaware, 1935, as amended, relating to Juvenile Delinquents and Probation, by providing for a Judge of the Juvenile Court; Appointment thereof and qualifications; term of office and compensation.

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

The Chair presented House Substitute for House Substitute for House Bill No. 272, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258 of the Laws of Delaware, 1937, as amended, by making certain changes in the Administrative Provisions thereof.

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

The Chair presented House Bill No. 102, entitled:

An Act to amend 4318 Section 3 Article 1 Chapter 116 of the Revised Code of Delaware, 1935, in reference to the Compensation of the Probation Officer in New Castle County.

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

The Chair presented House Substitute for House Bill No. 317, entitled:

An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, as amended, relating to the Salaries of certain County Officers, by providing for an Increase in the Salary of the Coroner for New Castle County.

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

The Chair presented House Substitute for House Bill No. 223 with House Amendment No. 1, entitled:

An Act to create a Board of Appeals from Assessments in New Castle County, and defining its Powers and Duties.

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

The Chair presented House Substitute for House Bill No. 316, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, by providing for increase in the Salaries of the Coroner's Physician for New Castle County and the Chief Deputy Coroner for New Castle County.

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

The Chair presented House Substitute for House Bill No. 334 with House Amendment No. 1, entitled:

An Act to amend Article 2 of Chapter 116 of the Revised Code of the State of Delaware, 1935, relating to the Juvenile Court of the City of Wilmington and New Castle County; by conferring jurisdiction of persons over the age of Eighteen Years, within a family, charged with certain offenses; defining the word Child; authorizing the Judge of the Juvenile Court to adopt a Seal, make and publish General Rules and keep Records pertaining to said Court; making said Court one of general jurisdiction, authorizing the Judge of the Juvenile Court to appoint a Clerk, fixing the Term and Salary thereof and defining the powers and powers and duties of said Clerk; authorizing the Judge of the Juvenile Court to Select and Appoint a Director and Probation Officers and other Employees as shall be deemed necessary, defining their qualifications, fixing their Salaries, Duties and Powers; and fixing the Maximum Annual Expenses of the said Court.

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

The Chair presented House Substitute for House Bill No. 156, entitled:

An Act proposing an Amendment to Article V of the Constitution of the State of Delaware relating to Elections.

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

The Chair presented House Bill No. 24, entitled:

An Act appropriating Certain Moneys to Kent and Sussex County Fair, Incorporated, for Prizes.

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

The Chair presented House Bill No. 110, entitled:

An Act to amend Chapter 23 of the Revised Code of Delaware, 1935, as amended, relating to State Forestry Department by providing for Concurrent Jurisdiction of the Justices of the Peace and Courts of Common Pleas to Hear, Try and Determine Offenses.

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

The Chair presented House Bill No. 182, entitled:

An Act appropriating Money to the Delaware Society for the Prevention of Cruelty to Animals.

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

The Chair presented House Bill No. 184, entitled:

An Act appropriating Money to the "Board of Managers of the Detention Home" for Salaries and Wages.

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

The Chair presented House Bill No. 185, entitled:

An Act appropriating Money to the Delaware Commission for the Blind for Expenses for each of the Two Fiscal Years ending June 30, 1946, and June 30, 1947.

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

The Chair presented House Bill No. 191, entitled:

An Act appropriating certain Money to Palmer Home, Incorporated.

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

The Chair presented House Substitute for House Bill No. 261 with House Amendment No. 1, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, relating to Coroners, by providing that the Coroner have the Power to order an Autopsy in certain cases.

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

Mr. Yerkes, on motion for leave, introduced Senate Substitute for Senate Bill No. 24, entitled:

An Act providing for Premarital Physical Examinations prior to the Issuance of Marriage Licenses and Prescribing Penalties for Violation of the Provisions of this Act.

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

On motion of Mr. Mulholland, House Bill No. 180 with House Amendments Nos. 1 and 2, and Senate Amendment No. 1, entitled:

An Act providing for the Filing of the Declaration of Intent to Become a Citizen and Resident of Delaware by any person coming from any other State, District of Columbia or Territory, at least One Year prior to a General Election in Delaware as a Qualification for the right to become a Registered Voter at such General Election.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Yerkes, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Ayres, Weigel—2.

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

Ordered returned to the House for concurrence.

Mr. Yerkes moved that the Senate adjourn until 1 o'clock P. M., April 10, 1945.

Motion prevailed.

Fifty-Ninth Legislative Day

Dover, Delaware, April 10, 1945, 1 o'clock P. M.

Senate met pursuant to adjournment.

President Pro Tem Harry H. Mulholland presiding.

Prayer by the Chaplain, Rev. Ernest N. Wright.

Roll call.

Members Present—Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, McDowell, McGuigan, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—17.

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

Motion prevailed.

The following communications were received:

One communication from J. H. Humes and Sons, Milford, Del., favoring House Bill No. 284.

One communication favoring Senate Joint Resolution No. 7, signed by 32 signatures.

One communication from the Delaware Building and Loan Association of Claymont, Del., disapproving House Bills Nos. 11 and 12.

Six communications favoring Senate Joint Resolution No. 7.

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Substitute for House Bill No. 272, entitled:

An Act to amend An Act known and cited as the "Unemployment Compensation Law," being Chapter 258 of the Laws of Delaware, 1937, as amended, by making certain changes in the Administrative Provisions thereof.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 316, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, by providing for increase in the Salaries of the Coroner's Physician for New Castle County and the Chief Deputy Coroner for New Castle County.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Elections, to whom had been referred House Substitute for House Bill No. 156, entitled:

An Act proposing an amendment to Article V of the Constitution of the State of Delaware relating to Elections.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 110, entitled:

An Act to amend Chapter 23 of the Revised Code of Delaware, 1935, as amended, relating to State Forestry Department by providing for Concurrent Jurisdiction of the Justices of the Peace and Courts of Common Pleas to Hear, Try and Determine Offenses.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 82, entitled:

An Act to amend Chapter 42 of the Revised Code of Delaware, 1935, as amended, relating to Notaries Public and Commissioners of Deeds by prohibiting Notaries Public or other persons authorized by Law to Administer Oaths to charge a fee for the acknowledgment or Oath taken in connection with any instrument where such acknowledgment or oath is taken by a person serving in the Armed Forces of the United States and certain other relatives of such person; by providing the Jurisdiction of Courts to try such offenses and the penalty therefor.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 261 with House Amendment No. 1, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, relating to Coroners, by providing that the Coroner have the Power to order an Autopsy in certain cases.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 317, entitled:

An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, as amended, relating to the Salaries of certain County Officers, by providing for an Increase in the Salary of the Coroner for New Castle County.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. MULHOLLAND

Mr. Yerkes, on behalf of the Committee on Revised Statutes, to whom had been referred House Substitute for House Bill No. 305, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, entitled "County Treasurers and Collection of Taxes," with reference to the Receiver of Taxes and County Treasurer for Kent County, his Election, Term, and Duties, redemption of property sold for Taxes, Notices, Penalties and Times for the Performance of certain work of the office.

Reported the same back to the Senate favorably.

R. H. YERKES
G. P. EDMONDS
H. H. LAWSON
H. H. MULHOLLAND

Mr. Jones, on behalf of the Committee on Claims, to whom had been referred, Senate Bill No. 245, entitled:

An Act to Appropriate Money to Clifford W. Coverdale, Administrator of the Estate of Delema Jane Coverdale, deceased, as Compensation for the Damages Suffered through the Death of Delema Jane Coverdale through and by Reason of the Negligence of an Employee of the State Board of Health.

Reported the same back to the Senate on its merits.

HARRY H. JONES
H. H. LAWSON
GEO. W. RHODES
R. H. YERKES
JOHN R. BUTLER

Mr. Hitchens, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Substitute for Senate Bill No. 241, entitled:

An Act amending Chapter 151, Vol. 44, Laws of Delaware, entitled "An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, providing for a Delaware Commission of Shell Fisheries, and by Defining the Powers and Duties thereof," by Enlarging the Powers of said Commission so as to include all Fishing in the Tide Waters of the State of Delaware.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
H. H. LAWSON
W. DEANE JOHNSTON
R. H. YERKES

Mr. Hitchens, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred Senate Substitute for Senate Bill No. 233, entitled:

An Act amending Chapter 151, Vol. 44, Laws of Delaware, entitled "An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, providing for a Delaware Commission of Shell Fisheries, and by defining the Powers and Duties thereof," by providing for Two Additional Members of said Commission.

Reported the same back to the Senate favorably.

JOHN R. HITCHENS
H. H. LAWSON
W. DEANE JOHNSTON
R. H. YERKES

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred House Bill No. 207, entitled:

An Act to amend Chapter 116 of the Revised Code of Delaware, 1935, as amended, relating to Juvenile Delinquents and Probation, by providing for a Judge of the Juvenile Court; Appointment thereof and qualifications; term of office and compensation.

Reported the same back to the Senate favorably.

GEO. E. BINDER
HARRY H. JONES
SAMUEL WEIGEL, JR.
JOHN R. HITCHENS

Mr. Binder, on behalf of the Committee on Judiciary, to whom had been referred House Substitute for House Bill No. 334 with House Amendment No. 1, entitled:

An Act to amend Article 2 of Chapter 116 of the Revised Code of the State of Delaware, 1935, relating to the Juvenile Court of the City of Wilmington and New Castle County; by conferring jurisdiction of persons over the age of Eighteen Years, within a family, charged with certain offenses; defining the word Child; authorizing the Judge of the Juvenile Court to adopt a Seal, making and publish General Rules and keep Records pertaining to said Court; making said Court one of general jurisdiction authorizing the Judge of the Juvenile Court to appoint a Clerk, fixing the Term and Salary thereof and defining the powers and duties of said Clerk; authorizing the Judge of the Juvenile Court to Select and Appoint a Director and Probation Officers and other Employees as shall be deemed necessary, defining their qualifications, fixing their Salaries, Duties and Powers; and fixing the Maximum Annual Expenses of the said Court.

Reported the same back to the Senate favorably.

GEO. E. BINDER
HARRY H. JONES
SAMUEL WEIGEL, JR.
JOHN R. HITCHENS

Mr. Hitchens requested that Senate Bill No. 174 be stricken from the Calendar.

Request granted.

Mr. Hitchens requested that Senate Bill No. 175 be stricken from the Calendar.

Request granted.

Mr. Hitchens requested that Senate Bill No. 176 be stricken from the Calendar.

Request granted.

The Chair presented House Bill No. 89, entitled:

An Act confirming the Sale and Transfer of two certain pieces and parcels of Real Estate in Brandywine Hundred by "The Mayor and Council of Wilmington," one to Edward Bringhurst, V, and the other to Edward Bringhurst, V, and Mary T. Bringhurst.

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

The Chair presented House Substitute for House Bill No. 213, entitled:

An Act to amend Chapter 158, Volume 43, Laws of Delaware, 1941, entitled "An Act to Reincorporated the Town of Bridgeville."

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

On motion for leave, Mr. Edmonds offered House Amendment No. 1 to Senate Substitute for Senate Bill No. 212, entitled:

An Act appropriating Moneys 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, 1947.

Mr. Edmonds moved that House Amendment No. 1 to Senate Substitute for Senate Bill No. 212 be adopted.

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

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

YEAS — Messrs. Binder, Edmonds, Evans, Hitchens, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—10.

NAYS—None.

ABSENT—Messrs. Ayres, Bailey, Butler, Hastings, Jones, McDowell, McGuigan—7.

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

On motion of Mr. Edmonds, Senate Substitute for Senate Bill No. 212, as amended, entitled:

An Act appropriating Moneys 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, 1947.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS — Messrs. Binder, Edmonds, Evans, Hitchens, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—10.

NAYS—None.

ABSENT—Messrs. Ayres, Bailey, Butler, Hastings, Jones, McDowell, McGuigan—7.

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

On motion for leave, Mr. Edmonds offered House Amendment No. 1 to Senate Substitute for Senate Bill No. 213, entitled:

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 and Maturing during the Fiscal Biennium Ending June 30, 1947.

Mr. Edmonds moved that House Amendment No. 1 to Senate Substitute for Senate Bill No. 213 be adopted.

Motion prevailed.

On motion of Mr. Edmonds, Senate Substitute for Senate Bill No. 213, as amended, entitled:

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 and Maturing during the Fiscal Biennium Ending June 30, 1947.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

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

On motion of Mr. Weigel, Senate Bill No. 7, entitled:

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 paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

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

Ordered to the House for concurrence.

Mr. Johnston, on motion for leave, introduced Senate Amendment No. 1 to Senate Bill No. 148, entitled:

An Act to Name that Part of the Delaware State Highway leading from the City of Wilmington through the City of Dover to the Delaware-Maryland Line at Delmar and being a Part of U. S. Route No. 113, the duPont Parkway.

Mr. Johnston moved that Senate Amendment No. 1 to Senate Bill No. 148 be adopted.

Motion prevailed.

Lieutenant-Governor Elbert N. Carvel presiding.

On motion of Mr. Johnston, Senate Bill No. 148, as amended, entitled:

An Act to Name that Part of the Delaware State Highway leading from the City of Wilmington through the City of Dover to the Delaware-Maryland Line at Delmar and being a Part of U. S. Route No. 13, the duPont Parkway.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Edmonds, Evans, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—11.

NAYS—None.

ABSENT — Messrs. Ayres, Bailey, Butler, Hastings, McDowell, McGuigan—6.

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

Ordered to the House for concurrence.

On Mr. Yerkes, Senate Substitute for Senate Substitute for Senate Bill No. 293, entitled:

An Act appropriating Certain Monies to the State Board of Education to provide Means of Transportation for Certain School Children.

Was taken up for consideration.

Mr. Yerkes moved that action on Senate Substitute for Senate Substitute for Senate Bill 293 be deferred until after dinner.

Motion prevailed.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 52 with House Amendment No. 1, entitled:

An Act amending Chapter 148, Volume 42, Laws of Delaware, Creating the Office of Vice-Chancellor by Increasing the Salary of the Vice-Chancellor.

Reported the same back to the Senate favorably.

G. P. EDMONDS
HARRY H. JONES
H. H. MULHOLLAND
GEO. W. RHODES

On motion of Mr. Mulholland, Senate Substitute for Senate Bill No. 194, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled, "Fish, Oysters and Game."

Was taken up for consideration.

Mr. Jones moved that action on Senate Substitute for Senate Bill No. 194 be deferred until second order of business after dinner.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 104, as amended, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue; by the Repeal of 90. Section 56 providing for Retaliating Taxes, Fees and Regulations.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Lawson, Rhodes, Weigel, Yerkes, Mr. President Pro Tem—12.

NAYS—Mr. Johnston—1.

ABSENT—Messrs. Ayres, Bailey, McDowell, McGuigan—4.

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

Ordered returned to the House.

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred House Bill No. 204 with House Amendment No. 1, entitled:

An Act providing for the Payment of Pensions and Death Benefits to Members of the Bureau of Fire and Bureau of Police of the Department of Public Safety of the City of Wilmington.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
GEO. E. BINDER
JAMES S. EVANS
H. H. LAWSON

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred House Bill No. 205 with House Amendment No. 1, entitled:

An Act to amend Chapter 118, Volume 33, Laws of Delaware, entitled "An Act providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington," as amended.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
GEO. E. BINDER
JAMES S. EVANS
H. H. LAWSON

Mr. Weigel, on behalf of the Committee on Municipal Corporations, to whom had been referred House Bill No. 206 with House Amendment No. 1, entitled:

An Act to amend Chapter 113, Volume 32, Laws of Delaware, entitled "An Act providing for a Police Pension Fund for Members of the Police Force of the City of Wilmington," as amended.

Reported the same back to the Senate favorably.

SAMUEL WEIGEL, JR.
GEO. E. BINDER
JAMES S. EVANS
H. H. LAWSON

The Chair recognized the Senior Class of the Selbyville High School and their teacher, Mrs. Maxine Simpler.

Mr. Rhodes, on behalf of the Committee on Public Health, to whom had been referred Senate Substitute for Senate Bill No. 24, entitled:

An Act providing for Premarital Physical Examinations prior to the Issuance of Marriage Licenses and Prescribing Penalties for Violation of the Provisions of this Act.

Reported the same back to the Senate favorably.

GEO. W. RHODES
R. H. YERKES
W. DEANE JOHNSTON
H. H. MULHOLLAND

Mr. Yerkes moved that Rules be suspended and that so much be considered the third and final reading of House Bill No. 119.

Motion prevailed.

On motion of Mr. Yerkes, House Bill No. 119, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, relating to Motor Vehicles by providing for Issuance of Duplicate License Certificate and for Examination by the Motor Vehicle Commissioner and for Fees for the Issuance of said Duplicate License Certificates.

Was taken up for consideration and read a third time, by paragraphs, in order to pass the Senate.

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

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

YEAS—Messrs. Ayres, Bailey, Binder, Butler, Edmonds, Evans, Hastings, Hitchens, Jones, Johnston, Lawson, Rhodes, Weigel, Yerkes—14.

NAYS—None.

ABSENT—Messrs. McDowell, McGuigan, Mr. President Pro Tem—3.

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

Ordered returned to the House.

Mr. Edmonds moved that the Rules be suspended for reading of a series of Bills and that the Bills be acted upon.

Motion prevailed.

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 191, entitled:

An Act appropriating certain Money to Palmer Home, Incorporated.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
HARRY H. JONES
GEO. W. RHODES
G. P. EDMONDS

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 185, entitled:

An Act appropriating Money to the Delaware Commission for the Blind for Expenses for each of the Two Fiscal Years ending June 30, 1946, and June 30, 1947.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
HARRY H. JONES
GEO. W. RHODES
G. P. EDMONDS

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 184, entitled:

An Act appropriating Money to the "Board of Managers of the Denton Home" for Salaries and Wages.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
HARRY H. JONES
GEO. W. RHODES
G. P. EDMONDS

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 182, entitled:

An Act appropriating Money to the Delaware Society for the Prevention of Cruelty to Animals.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
HARRY H. JONES
GEO. W. RHODES
G. P. EDMONDS

Mr. Edmonds, on behalf of the Committee on Finance, to whom had been referred House Bill No. 24, entitled:

An Act appropriating Certain Moneys to Kent and Sussex County Fair, Incorporated, for Prizes.

Reported the same back to the Senate favorably.

H. H. MULHOLLAND
HARRY H. JONES
GEO. W. RHODES
G. P. EDMONDS