

SB 221—"An Act to Amend Title 13, of the Delaware Code by Removing the Monetary Limits Relative to the Support of and Relative to the Medical and Lying in Expenses Incident to the Birth of an Illegitimate Child," by Melson and Lammot; to Judiciary.

SB 222—"An Act to Amend Chapter 9 of Title 13 Relating to Adoption by Providing an Additional Exception to the Requirement of Placement for Adoption by an Authorized Agency Prior to the Filing of a Petition for Adoption With the Court; and by Providing Clarification of the Rights of Appeal from a Decision of an Authorized Agency in Refusing to Place a Child for Adoption or in Terminating Placement Prior to Adoption," by Melson and Lammot; to Judiciary.

SB 223—"An Act to Amend Title 29, Delaware Code, Entitled "State Government" in Regard to the Right of the General Assembly and Committees Thereof to Require Attendance and Production of Records and to Administer Oaths and Affirmations and Providing Penalties for Failure to Comply," by Camper and Lammot; to Judiciary.

SB 224—"An Act to Amend Title 4, Delaware Code, Entitled "Alcoholic Liquors" by Providing for the Regulation of Alcoholic Beverages in State Institutions," by Moore; to Executive.

SB 225—"An Act to Amend Chapter 3, Title 11 of the Delaware Code by Increasing the Fine and Penalty for Sounding a False Fire Alarm," by Reilly and Lammot; to Judiciary.

SB 226—"An Act to Permit Disposal of Garments Left With Dry Cleaners and Launderers and Which are Unclaimed," by McCullough; to Accounts.

Mr. Steen moved that Senate Rule 22 be suspended. Motion prevailed.

On motion of Mr. Steen: **SR 42**—"In Reference to an Amendment to the Senate Rules," was put before the Senate for final action.

On voice vote, **SR 42** passed the Senate.

On motion of Mr. Lammot, the Senate adjourned until 1:00 P. M., Thursday, March 17, 1955.

45TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:00 P. M. on Thursday, March 17, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—14.

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

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

Asked to be marked present: Messrs. Covey, Hoey and McCullough.

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

SB 227—"An Act to Amend Chapter 25, Title 9 of the Delaware Code Relating to Appropriations to the Regional Planning Commission of New Castle County," by Reilly, Lammot, Butler, Pryor and McCullough; to Finance.

SB 228—"An Act to Amend Chapter 6, Title 9 of the Delaware Code Relating to the Time of Submission to the Levy Courts of the Recommendation of County Park and Recreation Commissions With Respect to Proposed Suburban Park Community Plans," by Reilly, Lammot, Butler, Pryor and McCullough; to Public Lands.

SB 229—"An Act to Amend Chapter 6, Title 9 of the Delaware Code Relating to the Preparation of Surveys, Plans, Specifications and Estimates for Suburban Park Communities," by Reilly, Lammot, Butler, Pryor and McCullough; to Public Lands.

SB 230—"An Act to Legalize and Validate Acts Done or Proceeding Taken to Establish Sanitary Sewer Districts in New Castle County and to Provide Therein Facilities for the Collection, Treatment and Disposal of Sewage, and Bonds Issued by New Castle County to Finance the Cost Thereof," by Reilly, Lammot, Butler, Pryor and McCullough; to Public Health.

SB 231—"An Act to Amend Chapter 1, Title 16 of the Delaware Code Relating to the Powers and Duties of the State Board of Health," by Behen; to Public Health.

SB 232—"An Act to Amend Chapter 55, Title 29, Delaware Code, Entitled, "State Employee's Pension Plan", by Covey and Hoey; to Finance.

SB 233—"An Act Authorizing and Directing the Commissioners of the Levy Court of Sussex County to Transfer Certain Described Land to the State Soil Conservation Commission for the Use of the Soil Conservation District of Sussex County," by Steen and Wilgus; to Agriculture.

SB 234—"An Act to Amend An Act Entitled "An Act Changing the Name of 'The Town of Milford', to 'The City of Milford' and Establishing a Charter Therefor", Being Chapter 162, Volume 37, Laws of Delaware, as Amended," by Hoey (by request); to Municipal Corporations.

SB 235—"An Act to Amend An Act Entitled "An Act Changing the Name of 'The Town of Milford', to 'The City of Milford' and Establishing a Charter Therefor", Being

Chapter 162 of Volume 37, Laws of Delaware, as Amended, Relating to Floating Debt," by Hoey; to Municipal Corporations.

SB 236—"An Act Extending the Corporate Limits of the City of Seaford," by Covey; to Municipal Corporations.

SB 237—"An Act Providing for Repairs, Replacements and Additions to the Boardwalk in the City of Rehoboth Beach, in Sussex County, and Appropriating Money Therefore," by Hoey and Johnson; to Finance.

SB 238—"An Act to Amend Chapter 51, Title 30 of the Delaware Code by Providing for a Refund of Taxes Collected by Motor Fuel Retailers and the Procedure Therefore," by Camper; to Finance.

SB 239—"An Act to Amend Chapter 23, Title 23 of the Delaware Code Relating to the Penalties for Wrongful Registration; Assault; Riot; and Breach of the Peace," by Pryor; to Elections.

SB 240—"An Act to Amend Chapter 51, Title 15, of the Delaware Code Relating to the Penalties for Fraudulent Voting," by Pryor; to Elections.

SB 241—"An Act to Amend Chapter 45, Title 7 of the Delaware Code Relating to the Sale of Public Lands and Products," by Hoey; to Public Lands.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 58**, 4 favorably, 1 on merits, by Revised Statutes; **SB 182**, by Banking and Insurance; **SB 144**, **SB 172**, 4 favorably, 1 on merits, **SB 17**, 4 favorably, 1 on merits, **SB 200**, 4 favorably, 1 on merits, by Labor; **SB 205**, by Revised Statutes; **SB 223**, 3 favorably, 2 on merits, by Judiciary; **HB 109**, 3 favorably, 2 on merits, **HB 128**, 3 favorably, 2 on merits, **HB 159**, 3 favorably, 2 on merits, by Judiciary.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HB 138**, **HB 217**.

March 11, 1955

The Senate of the 118th General Assembly
State of Delaware, Dover, Delaware
Gentlemen:

I hereby submit my resignation from the office of Assistant Supply Clerk of the Senate of the 118th General Assembly of the State of Delaware, effective immediately.

Respectfully submitted,

WILLIAM D. WILKINS

Mr. Lamot introduced the following resolution, which on further motion by him was adopted: **SR 46**—"In Reference to Acceptance of a Resignation of an Officer of the Senate and the Election of His Replacement."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that the resignation of

William Wilkins dated March 11, 1955 from the office of Assistant Supply Clerk to which he was previously elected is hereby accepted and Rose M. Donovan is hereby elected to that office in his place beginning March 14, 1955, to serve during the pleasure of the Senate.

Rose M. Donovan was sworn in by the President.

ILLUSTRATION OF EMPLOYEE'S OATH

The State of Delaware, County of Kent, ss.

I, Rose M. Donovan, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Supply Clerk for the Senate in the General Assembly of the State, according to the best of my ability.

ROSE M. DONOVAN

Sworn and subscribed to this 17th day of March, A. D. 1955.

Mr. Camper introduced the following resolution, which on further motion by him was adopted: SR 47—"Authorizing the Payment of the Sum of Twelve Hundred Forty-Eight Dollars and Thirty Cents (\$1,248.30) to the Milford Chronicle Publishing Company for Printing of Calendars."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that the State Treasurer be and he is hereby authorized and directed to pay out of the General Fund unto Milford Chronicle Publishing Company, Milford, Delaware, the sum of Twelve Hundred Forty-eight Dollars and Thirty Cents (\$1,248.30) to cover cost of printing Daily Calendars in accordance with the following statement:

To Printing Calendars for 1955 Session.

300 copies 31st and 32nd Legislative Day, 400 copies each day thereafter

31st Legislative Day	20 pages @ \$3.60 per page....	\$ 72.00
32nd Legislative Day	22 pages @ \$3.60 per page....	79.20
33rd Legislative Day	22 pages @ \$4.32 per page....	95.04
34th Legislative Day	24 pages @ \$4.32 per page....	103.68
35th Legislative Day	24 pages @ \$4.32 per page....	103.68
36th Legislative Day	24 pages @ \$4.32 per page....	103.68
37th Legislative Day	24 pages @ \$4.32 per page....	103.68
38th Legislative Day	26 pages @ \$4.32 per page....	112.32
39th Legislative Day	26 pages @ \$4.32 per page....	112.32
40th Legislative Day	26 pages @ \$4.32 per page....	112.32
41st Legislative Day	28 pages @ \$4.32 per page....	120.96
42nd Legislative Day	30 pages @ \$4.32 per page....	129.69

Total for printing calendars from 31st Legislative Day to 42nd Legislative Day inclusive\$1,248.30

On motion of Mr. Lammot, the Senate recessed.

Senate met at expiration of recess at 2:38 P. M.

The Chair presented the following communication, which was read to the Senate and ordered filed with the Journal:

STATE OF DELAWARE
HOUSE OF REPRESENTATIVES

Dover, Delaware, March 17, 1955

To the President and Members of the Senate:

I wish to extend my appreciation for the action taken on Tuesday, adjourning during the funeral of my father, Charles W. Maclary. It was wholly unexpected, but needless to say, very much appreciated.

Yours very truly,

ROBERT P. MACLARY, Representative

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 138—"An Act Amending Chapter 19, Title 9, Delaware Code, Relating to the Appointment of County Police by the Levy Court of New Castle County," to Judiciary.

HB 217—"An Act to Amend Chapter 43, Title 29, Delaware Code, Relating to the Appointment of Notaries for Certain Service Organizations," to Judiciary.

The President announced he was about to sign: **HB 68, HB 140, HCR 6, HCR 9, HCR 11, HCR 14, HCR 15.**

On motion of Mr. Reilly, **SB 1**—"An Act to Amend Title 31, Delaware Code, Entitled "Welfare" in Respect to Visitation to Institutions Wherein Blind Children of This State are Maintained or Instructed," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, William—16.

NAYS—None.

ABSENT—Mr. President Pro Tem—1.

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

On motion of Mr. Reilly, **SB 2**—"An Act to Amend Chapter 55, Title 29, Delaware Code, Entitled "State Employees Pension Plan" by Providing That Employees of the Delaware Commission for the Blind be Included in Covered Employment," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, William—16.

NAYS—None.

ABSENT—Mr. President Pro Tem—1.

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

On motion of Mr. Butler, **SB 45**—"An Act to Amend Chapter 7, Title 24, Delaware Code, Regarding Chiropractic," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Butler, **SB 46**—"An Act to Amend Chapter 23, Title 19, Delaware Code, to Permit Chiropractic Services to be Compensated for Under the Workmen's Compensation Law," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Williams, Mr. President Pro Tem—13.

NAYS—Mr. Johnson—1.

NOT VOTING—Messrs. Covey, Pryor, Wilgus—3.

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

On motion of Mr. Steen, **SB 61**—"An Act to Amend Chapter 61, Title 29 of the Delaware Code Relating to the General Fund," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Steen, **SB 62**—"An Act to Amend Chapter 55, Title 16 of the Delaware Code, by Authorizing the Delaware Commission for the Feeble-Minded to Sell Excess Farm Produce and Live Stock; Deposit the Funds so Derived in a Special Fund and Permitting Expenditures to be Made

from Said Special Fund for the Use of the Commission in Connection With the Operation of the Home for Feeble-Minded," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—Mr. Hoey—1.

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

On motion of Mr. Camper, **SB 99**—"An Act to Amend Chapter 27, Title 21 of the Delaware Code, Relating to Discretionary Suspension or Revocation of Motor Vehicle Licenses," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Messrs. Covey, Johnson, Belson, Wilgus, Williams—5.

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

On motion of Mr. Hoey, **HB 91**—"An Act Making Appropriations to the Veterans of Foreign Wars, Department of Delaware, for the Furnishing of Services to Veterans and Their Dependents," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Hoey moved that **HB 91** be deferred.

The yeas and nays were ordered.

YEAS—Messrs. Camper, Covey, Hoey, Melson, Pryor, Steen, Wilgus, Williams—8.

NAYS—Messrs. Behen, Butler, Harrison, Johnson, Lammot, McCullough, Paradee, Reilly, Mr. President Pro Tem—9.

The motion to defer was lost.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—Messrs. Melson and Pryor—2.

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

On motion of Mr. McCullough, **SB 177**—"An Act to Amend Chapter 55, Title 29 of the Delaware Code Relating

to Certain Definitions Contained in the State Employees' Pension Plan," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—Mr. Hoey—1.

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

On motion of Mr. McCullough, SB 203—"An Act to Amend Chapter 55, Title 29 of the Delaware Code Relating to Disability Pensions," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. McCullough introduced SA 1 to SB 203, which was read, and on the question, "Shall the Amendment Pass the Senate?" the yeas and nays were ordered, which being taken were as follows:

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

SA 1 to SB 203 having received a constitutional majority, passed the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

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

On motion of Mr. McCullough, SB 204—"An Act to Amend Chapter 55, Title 29 of the Delaware Code Relating to the Definition of "Covered Employment" Contained in the State Employers' Pension Plan," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Johnson moved that SB 204 be deferred.

The yeas and nays were ordered.

YEAS—Messrs. Covey, Johnson, Melson, Wilgus—4.

NAYS—Messrs. Behen, Butler, Camper, Harrison, Lammot, McCullough, Paradee, Reilly, Steen, Williams, Mr. President Pro Tem—11.

NOT VOTING—Messrs. Hoey and Pryor—2.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Melson—1.

NOT VOTING—Messrs. Hoey and Pryor—2.

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

On motion of Mr. Behen, **HB 89**—"An Act Appropriating a Certain Sum of Money to Ella M. Forrest in Payment of a Claim Against the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—Mr. Covey—1.

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

Mr. Moore introduced the following resolution, which on further motion by him was adopted: **SR 48**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 118th General Assembly, that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, the sum of One Hundred Dollars (\$100.00) to any one person, on account of services to the present Session of the Senate. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

On motion of Mr. Lammot, the Senate adjourned until Friday, March 18, 1955, at 1:00 P. M.

46TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:00 P. M. on Friday, March 18, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present — Messrs. Behen, Butler, Harrison, Johnson, Paradee, Pryor, Williams, Mr. President Pro Tem—8.

Members absent—Messrs. Camper, Covey, Hoey, Lam-mot, McCullough, Melson, Reilly, Steen, Wilgus—9.

Senate recessed for lack of quorum.

Senate met at 1:30 P. M.

At the direction of the Chair, the Secretary called the roll for the second time.

Members present—Messrs. Behen, Butler, Camper, Har-rison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

Member absent—Mr. Covey—1.

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

Requests that the following be stricken from the calen-dar were granted to members as follows: **SB 63**, by McCul-lough; **SB 79**, by Pryor.

The following bills were reported favorably (unless other-wise indicated) by the majority of the respective committees as follows: **SB 210**, 4 favorably, 1 on merits, **SB 213**, 4 fav-orably, 1 on merits, by Revised Statutes; **SB 234**, 4 favorably, 1 on merits, **SB 235**, 4 favorably, 1 on merits, by Municipal Corporations; **SB 241**, 4 favorably, 1 on merits, by Public Lands; **SB 218**, 4 favorably, 1 on merits, **SB 219**, 4 favorably, 1 on merits, **SB 239**, 4 favorably, 1 on merits, by Education; **SB 208**, 3 favorably, 2 on merits, by Public Health; **SB 240**, 4 favorably, 1 on merits, by Elections; **SB 92**, 3 favorably, 2 on merits, by Buildings and Highways.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the Following: **HB 47**, **HB 139**, **HB 141**, **HB 149**.

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

SB 242—"An Act to Prohibit the Use of Vacuum or Suc-tion Devices for the Taking and Catching of Oysters, Clams, Crabs and Other Shellfish in Delaware," by Paradee; to Fish, Oysters and Game.

SB 243—"An Act to Amend Title 19, Delaware Code, Relating to Unemployment Compensation: to Modify Defini-tion of "Employing Unit", to Define "Work", to Provide Bene-fits in Case of Illness or Disability Under Certain Conditions, to Change Certain Disqualifications for Benefits, to Change Provisions Relating to Variations from the Standard Tax Rate, to Provide for Order of Crediting Employer Contribu-tion Payments and to Provide for Jeopardy Assessments," by Reilly and Williams; to Labor.

SB 244—"An Act to Amend Chapter 1, Title 26 of the Delaware Code by Requiring Public Utilities to Notify Prop-erty Owners of Their Intention to Discontinue Service and

Providing for Civil Liability for Damages," by Hoey (by request; to Public Lands.

SB 245—"An Act to Appropriate Moneys to the State Highway Department for the Purpose of Providing a Pedestrian Overpass or Underpass on the duPont Highway in Wilmington Manor at Roosevelt Avenue," by McCullough; to Buildings and Highways.

SB 246—"An Act Authorizing the Levy Court of New Castle County to Appropriate County Moneys to the Middletown Volunteer Hose Co. for the Maintenance of a Rescue Squad," by Butler; to Miscellaneous.

SB 247—"An Act to Amend Chapter 1, Title 19 Delaware Code Relating to the Labor Commission of Delaware," Lammot; to Labor.

SB 248—"An Act to Amend Chapter 5, Title 4 of the Delaware Code Relating to License Fees for Sale of Alcoholic Liquors," by Hoey (by request); to Judiciary.

On motion of Mr. Steen, **SB 32**—"An Act to Amend Chapter 41, Title 7, of the Delaware Code, Pertaining to the Collection of Taxes Levied by Tax Ditches," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Steen, **SB 33**—"An Act to Amend Chapter 84, Title 9, of the Delaware Code, Pertaining to the Duty of the Receiver of Taxes and the County Treasurer to Collect School Taxes," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Steen, **SB 34**—"An Act to Amend Chapter 21, Title 14, of the Delaware Code, Pertaining to the Assessment, Levy and Collection of School Taxes," was taken

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

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Steen, SB 35—"An Act Amending Chapter 91, Title 9, of the Delaware Code, Pertaining to the Disposition of and Accounting for Fees of County Officers," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Steen, SB 35 was tabled in order that a typographical error might be corrected by amendment.

On motion of Mr. Pryor, SB 168—"An Act to Amend Chapter 31, Title 20, Delaware Code Relating to Civil Defense; Definitions," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—Mr. Melson—1.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Pryor, SB 169—"An Act Amending Title 20, of the Delaware Code by Providing for Compensation for Civil Defense Workers While in Training," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Pryor, Colonel Preston Lea was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On Motion of Mr. McCullough, **SB 144**—"An Act to Amend Chapter 31, Title 19 of the Delaware Code Relating to the Duty of the Unemployment Compensation Commission to Furnish Certain Information to the Family Court of New Castle County or the Juvenile Court of Kent and Sussex Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Reilly, **SB 164**—"An Act to Amend Chapter 119, Volume 28, Laws of Delaware Entitled "An Act Providing for the Collection of Taxes for the City of Wilmington by Increasing the Salary of the Collectors of Taxes for the City of Wilmington and Providing a Salary for the Clerks in the Office of the Said Collectors," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Reilly, **SB 200**—"An Act to Amend Chapter 17, Title 9 of the Delaware Code by Increasing the Compulsory Retirement Age of Certain Covered Employees of the City of Wilmington and of New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

March 17, 1955

The Senate of the 118th General Assembly
State of Delaware, Dover, Delaware
Gentlemen:

I hereby submit my resignation from the office of Telephone Messenger of the Senate of the 118th General Assembly of the State of Delaware, effective immediately.

Respectfully submitted,

FRANK WEBB

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 49**—"In Reference to Acceptance of a Resignation of an Officer of the Senate and the Election of His Replacement."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that the resignation of Frank Webb dated March 17, 1955 from the office of Telephone Messenger to which he was previously elected is hereby accepted and Freeman J. Bennett is hereby elected to that office in his place beginning March 18, 1955, to serve during the pleasure of the Senate.

Mr. Camper introduced the following resolution, which on further motion by him was adopted: **SR 50**—"Authorizing the Payment of the Sum of \$398.50 to the State Register for Printing Rule Books for Senate."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware, that the State Treasurer be and he hereby is authorized and directed to pay out of the General Fund unto The State Register the sum of \$398.50 to cover the cost of printing Senate rule books.

The Chair presented the following House Bills, which were given first and second reading and referred to committee as follows:

HB 47—"An Act to Amend Chapter 33, Title 14, Delaware Code, Entitled "Vocational Rehabilitation and Education" to Clarify the Duties of the State Board of Vocational Education and to Facilitate Federal Aid," to Education.

HB 139—"An Act to Amend Section 2710 (a.), Title 10 Delaware Code, by Increasing the Term of Office of Constables, Appointed by the Levy Courts," to Miscellaneous.

HB 141—"An Act Making an Appropriation to the State Board of Education to Provide for the Payment of Costs and Expenses for the Transportation of School Children for the Year Ending June 30, 1954, Over and Above the Appropriations Which Were Available to the State Board of Education for That Purpose," to Finance.

HB 149—"An Act to Amend Subchapter III, Chapter 11, Title 10, Delaware Code, Relating to the Juvenile Court of Kent and Sussex Counties," to Judiciary.

Mr. Hoey presented a communication from the Governor concerning disbursements of payments made to Veterans of Foreign Wars from the State.

On motion of Mr. Steen, SB 35—"An Act Amending Chapter 91, Title 9, of the Delaware Code, Pertaining to the Disposition of and Accounting for Fees of County Officers," was brought from the table, and taken up for consideration in order to pass the Senate.

Mr. Steen introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Behen, SB 207—"An Act to Amend Chapter 28, Title 31 of the Delaware Code by Requiring the State Welfare Home to Set Aside and Maintain a Certain Area for the Purpose of Burial of Bodies from 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—Mr. Melson—1.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Moore, SB 206—"An Act to Amend Title 9, Delaware Code, Relating to Receivers of Taxes and County Treasurers by Providing That All Public Moneys Received by Each Receiver of Taxes and County Treasurer Shall be Deposited in One of the County Seat Offices of Any Bank or Trust Company Doing Business at His County Seat," 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. Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

NOT VOTING—Mr. Behen—1.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Moore, **SB 212**—"An Act to Increase the Rate of Compensation to Persons Authorized to Sell Hunting, Trapping and Fishing Licenses," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Behen, **SB 209**—"An Act to Amend Chapter 1, Title 7 of the Delaware Code by Providing for the Restocking of Rabbits," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HCR 12, HCR 13, HB 94, HB 115.**

On motion of Mr. Lammot, the Senate adjourned until Monday, March 21, 1955, at 1:00 P. M.

47TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M. on Monday, March 21, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Butler, Camper, Covey, Johnson, Lammot, Melson, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—11.

Members absent—Messrs. Behen, Harrison, Hoey, McCullough, Paradee, Steen—6.

The Secretary proceeded to read the Journal of the previous Session when Mr. Johnson moved that so much be

considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Messrs. Behen, Harrison, McCullough, Paradee and Steen asked to be marked present.

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

SB 249—"An Act to Amend Chapter 23, Title 9, of the Delaware Code Relating to the Qualifications of Voters for Elections in Sanitary Sewer Districts," by Lammot, Reilly, McCullough, Pryor and Butler; to Elections.

SB 250—"An Act to Amend Chapter 6, Title 9 of the Delaware Code Relating to Petition of Freeholders to the Levy Court With Respect to a Proposed Suburban Park Community," by Lammot, Reilly, McCullough, Pryor and Butler; to Executive.

SB 251—"An Act to Amend Chapter 26, Title 9 of the Delaware Code Concerning the List of Non-Conforming Uses Related to Zoning in New Castle County," by Lammot, Reilly, McCullough, Pryor and Butler; to Executive.

SB 252—"An Act to Amend Chapter 83, Title 16 of the Delaware Code Relating to the Promulgation of the Building Code in New Castle County," by Lammot, Reilly, McCullough, Pryor and Butler, Executive.

SB 253—"An Act to Amend Chapter 15, Title 9 of the Delaware Code Relating to the Powers and Duties of the Levy Court of New Castle County," by Lammot, Reilly, McCullough, Butler and Pryor; to Executive.

SB 254—"An Act to Amend Chapter 19, Title 9 of the Delaware Code Relating to Fire and Police Protection in New Castle County," by Butler; to Judiciary.

SB 255—"An Act to Amend Chapter 1, Title 15 of the Delaware Code by Abolishing the Present Department of Elections for New Castle County and Creating a New Department of Elections for New Castle County," by Lammot and Reilly; to Elections.

SB 256—"An Act to Provide for the Return of Certain Funds to the Unemployment Compensation Administration Fund," by Reilly; to Miscellaneous.

SB 257—"An Act Appropriating Certain Moneys to Otto D. Zacharias, Trading as Lewis Hardware Store, in Payment of the Claim of the Said Otto D. Zacharias Against the State of Delaware for Merchandise Supplied to the State Highway Department," by Reilly; to Buildings and Highways.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 48**, and that the House had passed and requested the concurrence of the Senate in the following bills: **HB 102** with **HA 1**, **HB 313**.

Mr. Behen introduced the following concurrent resolution, which was read and referred to the Committee on Build-

ings and Highways: SCR 7—"In Reference to the Acute Need for Highway Improvements in the Area of the Dover Air Force Base."

WHEREAS, the Department of Defense of the United States Government is expanding very rapidly the Dover Air Force Base located to the south and east of Dover, Delaware along U. S. Traffic Route No. 113, and

WHEREAS, the activities at the Base are overtaxing and will continue to overtax the existing highway facilities serving the Air Force Base, and

WHEREAS, the State of Delaware fully recognize the highway problems that are being created and is in full accord that highway improvements along U. S. Traffic Route 113 and the Lebanon Road to the westward are urgently needed, and

WHEREAS, the State Highway Department of the State of Delaware has examined this critical highway problem very carefully and finds that there are insufficient local financial means at the present time to cope with the problem and to provide the improvement necessary to care for the traffic problems created solely by the expansion of the Dover Air Force Base; NOW, THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE 118th GENERAL ASSEMBLY OF THE STATE OF DELAWARE (THE HOUSE OF REPRESENTATIVE CONCURRING THEREIN) as follows:

1. That the Department of Defense of the United States Government and/or the Bureau of Public Roads of the Department of Commerce of the United States Government be and they are hereby requested to seek means to provide to the State of Delaware special sums of money that will materially aid the State of Delaware in improving highway facilities in the area of the Dover Air Force Base in the very near future.

2. That the proper federal agency be authorized to release to the State of Delaware special funds sufficient to meet at least 50% of the cost of the improvement work necessary on U. S. Traffic Route 113 and 33 1/3% of the cost of improvement work necessary on the Lebanon Road and if no such special funds are at present available that legislation be introduced into the Congress of the United States to accomplish this purpose.

3. That copies of this Resolution be directed by the Secretary of the Senate to the Secretary of the Department of Defense, the Commissioner of the Bureau of Public Roads of the Department of Commerce, and to each member of Delaware's delegation in the Congress of the United States.

Mr. McCullough introduced the following resolution, which on further motion by him was adopted: SR 51—"In Reference to Election of an Officer."

WHEREAS there was inadvertently omitted from the list of Officers elected by the Senate during its organization the name of Francis E. Holiday for the office of minority leader's clerk, and

WHEREAS the said Francis E. Holiday has been serving in that capacity since the organization of the Senate of the 118th General Assembly and has been performing all the duties thereof,

NOW, THEREFORE

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that Francis E. Holiday be and he is hereby elected to the office of minority leader's clerk effective as of January 4, 1955.

On motion of Mr. Steen, **SB 49**—"An Act Authorizing a Rebate of an Overpayment by Murray's Feed Service, Inc. of the Feed Tonnage Tax in the Years 1951 and 1952," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Covey, Harrison, Hoey, Johnsn, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, William, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Camper and Lammot—2.

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

On motion of Mr. Steen, **SB 76**—"An Act Authorizing the Payment of the Sum of \$408.50 for Labor and Materials Supplied to the Delaware Colony," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Covey, Harrison, Johnson, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—13.

NAYS—Mr. Melson—1.

ABSENT—Messrs. Camper, Hoey, Lammot—3.

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

The President announced that he was about to sign:
HB 89, HB 91, HR 50.

On motion of Mr. Butler, **SB 208**—"An Act Authorizing "St. Paul's Methodist Episcopal Church, Odessa, Delaware", a Delaware Corporation Situated on High Street in the Town of Odessa, New Castle County, State of Delaware, to Disinter and Remove from the Cemetery of Said Church, the Bodies Now Buried Therein and Re-inter Said Bodies in Consecrated

Ground Under the Said Church," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Covey, Harrison, Hoey, Johnson, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Camper and Lammot—2.

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

The Chair presented the following House Bills and Concurrent Resolutions, which were given first and second reading and referred to committees as follows:

HCR 12—"Fixing the Time After Which No New Bills or Joint Resolution Except General Appropriation Bills Shall be Received by Either House of the 118th General Assembly," to Rules.

HCR 13—"Appropriation for Postage Stamps and Other Supplies for the 118th General Assembly," to Printing and Supplies.

HB 94—"An Act to Amend Chapter 41, Title 21, Delaware Code, Relating to Motor Vehicles by Providing a Speed Limit in School Zones," to Buildings and Highways.

HB 115—"An Act to Amend Section 731, Title 4, Delaware Code, Relating to the Retaliatory Beer Tax," to Finance.

HB 313—"An Act Authorizing the Levy Court of Kent County to Appropriate Certain Sums to the Kent County Volunteer Firemen's Association for the Maintenance of Radio Equipment Used in Connection With Volunteer Fire Fighting Apparatus," to Finance.

HB 102 with HA 1—"An Act to Amend Section 2706, Title 10, Delaware Code, by Specifically Providing That a Qualified Surety Company Shall be an Acceptable Surety on a Constable's Bond," to Banking and Insurance.

On motion of Mr. Lammot, the Senate recessed.

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

Requests that the following be stricken from the calendar were granted to members as follows: **SB 185**, by Pryor; **SB 110**, **SB 113**, by Behen.

The following concurrent resolution was reported favorably by the Committee on Buildings and Highways: **SCR 7**.

Mr. Behen moved that Senate Rule 22 be suspended. Motion prevailed.

On motion of Mr. Behen, **SCR 7**—"In Reference to the Acute Need for Highway Improvements in the Arear of the Dover Air Force Base," was brought up for final consideration.

The yeas and nays were ordered.

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—None.

ABSENT—Messrs. Hoey, Johnson, McCullough, Wilgus, Williams—5.

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

On motion of Mr. Lammot, the Senate adjourned until 1:30 P. M., Tuesday, March 22, 1955.

48TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M. on Tuesday, March 22, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Butler, Harrison, Hoey, McCullough, Paradee, Pryor, Steen, Wilgus, Williams—9.

Members absent—Messrs. Behen, Camper, Covey, Johnson, Lammot, Melson, Reilly, Mr. President Pro Tem—8.

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

Asked to be marked present: Messrs. Behen, Camper, Covey, Johnson, Lammot, Melson, Mr. President Pro Tem.

Mr. Francis E. Holliday was sworn in by the President as Minority Leader's Clerk.

Mr. Freeman Bennett was sworn in as Telephone Messenger by the President.

ILLUSTRATION OF EMPLOYEE'S OATH

The State of Delaware, County of Kent, ss.

I, Francis E. Holliday, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Minority Leader's Clerk for the Senate in the General Assembly of the State, according to the best of my ability.

FRANCIS E. HOLLIDAY

Sworn and subscribed this 22nd day of March, A. D. 1955.

On motion of Mr. McCullough, the Senate recessed.

Senate met at expiration of recess at 2:30 P. M.

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

SB 258—"An Act to Amend Title 29, Chapter 25 of the Delaware Code Relating to Attorney General by Increasing

the Salaries of the Attorney General, Chief Deputy Attorney General and Deputy Attorney Generals and to Provide for Additional Deputies," by Lammot (by request) ; to Finance.

SB 259—"An Act to Amend Chapter 25, Title 29, Section 2505, of the Delaware Code Relating to the Attorney General by Providing That the Attorney General and Deputies May Administer Oaths and Affirmations," by Lammot (by request) ; to Judiciary.

SB 260—"An Act to Amend Chapter 87, Title 11 of the Delaware Code Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing Their Salaries and Their Duties with Members of Police Forces to Serve Requisitions and be Paid Actual Expenses," by Lammot (by request) ; to Finance.

SB 261—"An Act to Appropriate Funds to the Board of Game and Fish Commissioners for the Purpose of Operating and Maintaining the Newly Acquired Youth Center at Petersburg and to Provide for Personnel, Programing and Public Education," by Moore; to Finance.

SB 262—"An Act to Amend Chapter 39, Title 14, Delaware Code, Entitled "Teachers' Retirement and Disability Pensions," by Covey and Hoey; to Finance.

SB 263—"An Act to Amend Chapter 5, Title 28 of the Delaware Code, Relating to the Award of Dates for Harness Racing Meets," by Camper; to Judiciary.

SB 264—"An Act to Amend Chapter 1, Title 26 of the Delaware Code by Requiring Public Utilities to Notify Property Owners of Their Intention to Discontinue Service and Providing for Civil Liability for Damages," by Hoey; to Private Corporations.

SB 265—"An Act to Prohibit the Selling, Offering for Sale or Possession of Knives Whose Blade is Released by a Spring Mechanism Including Knives Known as "Switch-Blades"; Authorizing the Seizure, Confiscation and Destruction Thereof; and Providing Penalties," by Lammot; to Judiciary.

The following bills and resolution were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 249**, 4 favorably, 1 on merits, **SB 255**, 3 favorably, 2 on merits, by Elections; **SB 242**, by Fish, Oysters and Game; **SB 246**, by Miscellaneous; **SB 217**, 2 favorably, 1 unfavorably, 2 on merits, by Executive; **SB 245**, 3 favorably, 2 on merits, by Buildings and Highways; **SB 254**, 3 favorably, 2 on merits, by Judiciary; **SB 231**, 4 favorably, 1 on merits, by Public Health; **HB 99**, by Miscellaneous; **HCR 12**, by Rules.

On motion of Mr. Steen, **SB 182**—"An Act to Amend Chapter 5, Title 18 of the Delaware Code Relating to Requirements for Issuance of Original of Renewel Certificates of Authority of Insurance Companies," was taken up for con-

sideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Steen, **SB 218**—"An Act Appropriating Funds to the Trustees of the Millsboro School #204 for the Current Fiscal Year on Account of Unanticipated Expenses as a Result of a New Addition to Millsboro School #204," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Steen, **SB 219**—"An Act Appropriating Funds to the Trustees of the Frankford School #206 for the Current Fiscal Year on Account of Unanticipated Expenses for Fuel as the Result of the Construction of a New School Building," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. McCullough—1.

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

On motion of Mr. Behen, **HB 128**—"An Act to Amend Chapter 45, Title 10, Delaware Code, Pertaining to Juries, by Changing Number of Offenses for Which Panel of Not Less Than Sixty-Four (64) Jurors is Required," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

On motion of Mr. Behen, final action on **HB 128** was deferred.

On motion of Mr. Hoey, **SB 241**—"An Act to Amend Chapter 45, Title 7 of the Delaware Code Relating to the Sale of Public Lands and Products," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—Messrs. Johnson and Melson—2.

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

On motion of Mr. McCullough, **SB 194**—"An Act to Amend Chapter 95, Title 9 of the Delaware Code by Raising the Salary of the Coroner in New Castle County," was taken up for consideration and read a third time by paragraph in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—14.

NAYS—Messrs. Melson, Wilgus, Williams—3.

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

On motion of Mr. Reilly, **HB 159**—"An Act to Amend Chapter 11, Title 13, Delaware Code Relating to the Termination of Parental Rights," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Reilly introduced **SA 1**, the yeas and nays were ordered.

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

NOT VOTING—Mr. McCullough—1.

SA 1 to HB 159 having received a constitutional majority, was adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

NOT VOTING—Mr. McCullough—1.

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

On motion of Mr. Reilly, Senate Rule 22 was suspended.

On motion of Mr. Reilly, **HCR 12**—"Fixing the Time After Which No New Bills or Joint Resolutions Except General Appropriation Bills Shall be Received by Either House of the 118th General Assembly," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

HCR 12 was passed by acclimation and ordered returned to the House.

On motion of Mr. Lammot, the Senate adjourned until 1:00 P. M. on Wednesday, March 23, 1955.

49TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:00 P. M. on Wednesday, March 23, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Camper, Harrison, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—12.

Members absent—Messrs. Butler, Covey, Hoey, Johnson, Melson—5.

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

Messrs. Butler, Covey, Hoey, Johnson and Melson asked to be marked present.

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

SB 266—"An Act to Amend Title 21, Delaware Code, Entitled "Motor Vehicles" in Regard to the Fiscal Requirements of the Safety Responsibility Law," by Lammot; to Banking and Insurance.

SB 267—"An Act to Appropriate Additional Funds for the Construction of a State Detention Home for Juveniles and to Authorize the Sale of the Present Detention Home," by Lammot; to Finance.

SB 268—"An Act Appropriating Money to the State Park Commission of Delaware for Capital Improvements and Equipment at Brandywine Springs Park," by Wililams and Reilly; to Finance.

SB 269—"An Act Making an Emergency Appropriation to the State Park Commission of Delaware to Enable the Said

Commission to Open Brandywine Springs Park," by Williams and Reilly; to Finance.

SB 270—"An Act Appropriating Money to the State Park Commission of Delaware for the Improvement of the House at Brandywine Springs Park," by Reilly and Williams; to Finance.

SB 271—"An Act Appropriating Funds to the Trustees of the Absalom Jones School, District 106, for the Current Fiscal Year on Account of Unanticipated Expenses for Fuel, Electric and Miscellaneous Expenses," by Williams; to Finance.

SB 272—"An Act to Amend and Revise Chapter 19, Title 24, Delaware Code, by Clarifying and Defining the Power of Examiners of Graduate Nurses as Therein Established, and by Providing for the Supervised Training and Licensing of Practical Nurses on a Voluntary Basis," by Moore; to Miscellaneous.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HB 184, HB 188, HB 197, HB 203.**

On motion of Mr. Reilly, the Senate recessed.

Senate met at expiration of recess at 2:48 P. M.

The President announced that he was about to sign: **SB 48.**

The following bills and resolution were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 247**, 3 favorably, 1 on merits, **SB 243**, 4 favorably, 7 on merits, by Labor; **SB 233**, 2 favorably, 3 on merits, by Agriculture; **SB 263**, 1 favorably, 4 on merits, **SB 265**, 3 favorably, 2 on merits, **SB 259**, 3 favorably, 2 on merits, by Judiciary; **SB 226**, by Accounts; **SB 256**, 4 favorably, 1 on merits, **SB 131**, 3 favorably, 2 on merits, **SB 135**, 3 favorably, 2 on merits, **SB 134**, 3 favorably, 2 on merits, **SB 132**, 3 favorably, 2 on merits, **SB 130**, 3 favorably, 2 on merits, **SB 133**, 3 favorably, 2 on merits, by Miscellaneous; **SJR 4**, 4 favorably, 1 on merits, by Rules; **HB 139**, 3 favorably, 2 on merits, **HB 85**, 4 favorably, 1 on merits, **HB 74**, 4 favorably, 1 on merits, **HB 35**, 4 favorably, 1 on merits, by Miscellaneous.

Mr. Reilly introduced the following joint resolution, which was given first and second reading and referred to the Committee on Rules: **SJR 4**—"Adopting the Southern Regional Education Compact."

On motion of Mr. Pryor, **SB 40**—"An Act to Amend Title 15, Delaware Code, by Changing the Qualifications of Members of Departments of Election and the Secretaries 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. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Steen, SB 82—"An Act to Appropriate Certain Monies to the Board of School Trustees of Millsboro School No. 23," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Pryor, Reilly, Steen, Mr. President Pro Tem—11.

NAYS—Messrs. Covey, Johnson, Melson, Wilgus, Williams—5.

ABSENT—Mr. Paradee—1.

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

On motion of Mr. Steen, SB 83—"An Act to Appropriate Certain Monies to the Board of School Trustees of Millsboro School No. 23 for the Purpose of Restoring Certain Monies That Reverted to the General Fund," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Steen, SB 173—"An Act Appropriating Money to the Gumboro Volunteer Fire Company at Gumboro, Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Reilly, Senate Rule 22 was suspended.

On motion of Mr. Reilly, **SJR 4**—"Adopting the Southern Regional Education Compact," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

The Senate recessed.

Senate met at expiration of recess at 3:57 P. M.

On motion of Mr. Steen, **HB 99**—"An Act to Amend An Act Entitled, "An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown", Being Chapter 166, Volume 43, Laws of Delaware, as Amended, by Authorizing the Town Council of Georgetown to Raise by Taxation a Sum Not in Excess of Seventy-Five Thousand Dollars (\$75,000.00) Yearly to Carry on the Government of the Town and Defray the Expenses 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. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was returned to the House.

On motion of Mr. McCullough, **SB 211**—"An Act to Amend Chapter 27, Title 21 of the Delaware Code Relating to Motor Vehicles by Providing a Renewal Privilege for Temporary Instruction Permits," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. McCullough, **SB 245**—"An Act to Appropriate Moneys to the State Highway Department for the Purpose of Providing a Pedestrian Overpass or Underpass on the duPont Highway in Wilmington Manor at Roosevelt Avenue," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Harrison, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—10.

NAYS—Messrs. Covey, Johnson, Melson, Wilgus, Williams—5.

NOT VOTING—Messrs. Camper and Hoey—2.

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

On motion of Mr. Behen, **HB 128**—"An Act to Amend Chapter 45, Title 10, Delaware Code, Pertaining to Juries, by Changing Number of Offenses for Which Panel of Not Less Than Sixty-Four (64) Jurors is Required," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Steen—1.

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

On motion of Mr. Pryor, **SB 205**—"An Act to Amend Chapter 21, Title 21 of the Delaware Code by Providing for the Removal of Plates by Dealers and Junk Men and Providing Penalties for Violations," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Pryor introduced **SA 1**, which was read and on his motion for adoption the yeas and nays were ordered.

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Steen—1.

And so **SA 1** to **SB 205** was adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

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

On motion of Mr. Behen, SB 231—"An Act to Amend Chapter 1, Title 16 of the Delaware Code Relating to the Powers and Duties of the State Board of Health," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Behen introduced SA 1, which was read and on his further motion, the yeas and nays were ordered:

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

And so SA 1 to SB 231 was adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

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

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: SR 52—"Relating to Mrs. Lettie V. Boggs."

WHEREAS, Mrs. Lettie V. Boggs, the mother of the Hon. J. Caleb Boggs, Governor of the State of Delaware, unfortunately suffered a very painful injury as the result of an accident on Monday, March 21, 1955 and has been confined to the Kent General Hospital, and

WHEREAS, the Members of the Senate of the 118th General Assembly desire to extend their best wishes for a swift recovery to Mrs. Lettie V. Boggs,

NOW, THEREFORE

BE IT RESOLVED BY THE SENATE OF THE 118TH GENERAL ASSEMBLY:

Section 1. That best wishes and hopes for a speedy recovery are extended to Mrs. Lettie V. Boggs by the members of the Senate of the 118th General Assembly.

Section 2. That a copy of this resolution be sent to Mrs. Lettie V. Boggs at the Kent General Hospital in Dover, Delaware.

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 184—"An Act to Amend Chapter 33, Title 19, Delaware Code, Entitled "Unemployment Compensation" to Eliminate Disqualification or Reduction by Reason of Benefits Under Social Security Act," to Labor.

HB 197—"An Act Authorizing and Directing the State Highway Department to Install a Traffic Control Light at Bishop's Corner, Kent County, Delaware," to Buildings and Highways.

HB 203—"An Act Authorizing and Directing the State Highway Department to Install a Traffic Control Light at the Intersection of State Route Number 10, and U. S. Route Number 13, at Camden, Kent County, Delaware," to Buildings and Highways.

On motion of Mr. Pryor, **SB 240**—"An Act to Amend Chapter 51, Title 15, of the Delaware Code Relating to the Penalties for Fraudulent Voting," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Cover, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

The Chief Clerk of the House informed the Senate that the House had passed **SJR 4** and was returning same to the Senate, and also that it had passed and requested the concurrence of the Senate in the following: **HCR 17, HB 259.**

On motion of Mr. Pryor, **SB 239**—"An Act to Amend Chapter 23, Title 23 of the Delaware Code Relating to the Penalties for Wrongful Registration; Assault; Riot; and Breach of the Peace," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Reilly, SB 58—"An Act to Amend Chapter 29, Title 24 of the Delaware Code Relating to Eligibility for Taking Examination to be Real Estate Broker," 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. Butler, Camper, Covey, Harrison, Hoey, McCullough, Paradee, Reilly, Steen, Wilgus, Mr. President Pro Tem—11.

NAYS—Messrs. Johnson, Lammot, Melson, Williams—4.

NOT VOTING—Messrs. Behen and Pryor—2.

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

On motion of Mr. Lammot, the Senate adjourned until Thursday, March 24, 1955 at 1:30 P. M.

50TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:00 P. M. on Thursday, March 24, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Butler, Camper, Covey, Harrison, Johnson, McCullough, Paradee, Pryor, Steen, Wilgus, Williams—11.

Members absent—Messrs. Behen, Hoey, Lammot, Melson, Reilly, Mr. President Pro Tem—6.

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

Asked to be marked present: Messrs. Hoey, Lammot, Reilly and Mr. President Pro Tem.

Communications: One about upgrading custodial personnel from Delaware School Custodians Association.

The President announced that he was about to sign: SJR 4.

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

SB 273—"An Act Appropriating Money to the State Park Commission of Delaware for the Partial Restoration of the Building and for the Construction of a Boat Landing and the Purchase of Equipment at Fort Delaware," by Williams and Reilly; to Finance.

The following bills and resolution were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: SB 257, 1 favorably, 4 on merits, by Buildings and Highways; SB 261, 3 favorably, 1

on merits; **SB 261**, 3 favorably, 1 on merits, by Finance; **SB 272**, 3 favorably, 2 on merits, by Miscellaneous; **HCR 14**, by Printing and Supplies.

On motion of Mr. Butler, **SB 24**—"An Act to Amend Chapter 5, Title 31 of the Delaware Code, by Providing for an Increase in the Amount of Assistance Allowed to Aged Persons," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Cover, Harrison, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs Hoey and Melson—2.

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

On motion of Mr. Behen, **SB 246**—"An Act Authorizing the Levy Court of New Castle County to Appropriate County Moneys to the Middletown Volunteer Hose Co. for the Maintenance of a Rescue Squad," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Cover, Harrison, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs Hoey and Melson—2.

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

On motion of Mr. McCullough, **SB 226**—"An Act to Permit Disposal of Garments Left With Dry Cleaners and Launderers and Which are Unclaimed," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Cover, Harrison, Johnson, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—None.

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

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

On motion of Mr. Paradee, **SB 242**—"An Act to Prohibit the Use of Vacuum or Suction Devices for the Taking and Catching of Oysters, Clams, Crabs and Other Shellfish in Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Johnson, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Covey, Hoey, Lammot, Melson—4.

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

On motion of Mr. Behen, **SB 130**—"An Act to Amend Chapter 96, Title 9 of the Delaware Code Relating to the Salary of the Recorder 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Steen—1.

ABSENT—Messrs. Covey and Melson—2.

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

On motion of Mr. Behen, **SB 131**—"An Act to Amend Chapter 94, Title 9 of the Delaware Code, Relating to the Salary of the Clerk of the Peace 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Steen—1.

ABSENT—Messrs. Covey and Melson—2.

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

The President announced he was about to sign: **HR 54, HCR 12.**

On motion of Mr. Behen, **SB 133**—"An Act to Amend Chapter 21, Title 10 of the Delaware Code Relating to the

Salary of the Sheriff 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Steen—1.

ABSENT—Messrs. Covey and Melson—2.

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

On motion of Mr. Behen, **SB 134**—"An Act to Amend Chapter 23, Title 10 of the Delaware Code Relating to the Salary of the Phothonotary 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Steen—1.

ABSENT—Messrs. Covey and Melson—2.

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

On motion of Mr. Behen, **SB 135**—"An Act to Amend Chapter 95, Title 9 of the Delaware Code Relating to the Salary of the Coroner 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Steen—1.

ABSENT—Messrs. Covey and Melson—2.

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

On motion of Mr. Behen, **SB 149**—"An Act to Amend Chapter 25, Title 10 of the Delaware Code Relating to the Salary of the Register in Chancery and Clerk of the Orphan's Court 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Steen—1.

ABSENT—Messrs. Covey and Melson—2.

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

On motion of Mr. Behen, **SB 150**—"An Act to Amend Chapter 93, Title 9 of the Delaware Code Relating to the Salary of the County Comptroller of All Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Covey and Melson—2.

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

On motion of Mr. Behen, **SB 151**—"An Act to Amend Chapter 25, Title 29 of the Delaware Code Relating to the Salary of the Register of Wills 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. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Covey, Melson, Steen—3.

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

On motion of Mr. Reilly, **HB 110**—"An Act Making a Deficiency Appropriation to the Industrial Accident Board for the Fiscal Year Ending June 30, 1955," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Reilly, Wilgus, Williams, Mr. President Pro Tem—13.

NAYS—None.

NOT VOTING—Mr. Pryor—1.

ABSENT—Messrs. Covey, Melson, Steen—3.

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

On motion of Mr. Reilly, **HB 35**—"An Act to Authorize the Register of Wills in and for New Castle County to Procure a New Press and Seal of Office," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams—13.

NAYS—None.

ABSENT—Messrs. Covey, Melson, Steen, Mr. President Pro Tem—4.

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

Mr. Camper moved that Senate Rule 22 be suspended for the remainder of the day. Motion prevailed.

Mr. Camper moved that **HCR 13** be brought up for final consideration. Motion prevailed.

On motion of Mr. Camper, **HCR 13**—"Appropriation for Postage Stamps and Other Supplies for the 118th General Assembly," was adopted and returned to the House.

The Chair presented the following House Bill, which was given first and second reading and referred to committee as follows:

HB 259 with **HA 1**—"An Act to Amend Chapter 3, Title 11, Delaware Code, Forbidding Fortune Telling and Related Activities," to Judiciary.

On motion of Mr. Lammot, the Senate recessed until Friday, March 25, 1955, at 1:30 P. M.

51ST LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M. on Friday, March 25, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Harrison, Johnson, Lammot, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—12.

Members absent — Messrs. Covey, Hoey, McCullough, Melson, Wilgus—5.

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

Mr. Melson asked to be marked present.

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

SB 274—"An Act Making an Appropriation to the State Soil Conservation Commission for the Purchase of Heavy Earth-Moving Machinery and Other Equipment Needed in the Soil Conservation Work of the State, Making Provision for the Re-Payment Thereof, and Designating the Boards of Soil District Supervisors to Oversee the Use of Said Equipment and Machinery," by Steen; to Agriculture.

SB 275—"An Act to Amend Chapter 5, Title 28 of the Delaware Code Relating to Harness Racing by Increasing the Limit of Certain Expenditures by the Commission," by Steen; to Finance.

SB 276—"An Act to Amend Chapter 87, Title 10, of the Delaware Code Entitled "Courts and Judicial Procedure" in Respect to Mileage Fees for the Sheriff of New Castle County," by Lammot and Reilly; to Miscellaneous.

SB 277—"An Act to Amend Chapter 55, Title 29 of the Delaware Code by Increasing the Compulsory Retirement Age of Covered Employees of the State of Delaware," by Lammot and Reilly; to Labor.

SB 278—"An Act to Amend Section 3112 of Title 10 of the Delaware Code Relating to Service of Process on Non-Resident Owners, Operators or Drivers of Motor Vehicles," by Pryor; to Revised Statutes.

SB 279—"An Act to Abolish the Board of Assessment for New Castle County and to Create a New Bi-Partisan Board of Assessment for New Castle County," by Pryor; to Elections.

SB 280—"An Act to Amend Chapter 19 Title 10, Delaware Code by Providing for the Appointment by the Levy Court of New Castle County of Commissioners to Examine Certain Lien Indices in New Castle County and Satisfaction Thereof," by Lammot and Reilly; to Judiciary.

SB 281—"An Act to Amend Chapter 49, Title 10 of the Delaware Code Entitled "Courts and Judicial Procedure" in Respect to Unclaimed Funds After Execution Process in New Castle County," by Lammot; to Judiciary.

SB 282—"An Act to Amend Chapter 3, Title 11 of the Delaware Code by Increasing the Fine and Penalty for Sounding a False Fire Alarm," by Lammot and Reilly; to Judiciary.

SB 283—"An Act to Amend Chapter 19 Title 10, Delaware Code by Providing for the Appointment by the Levy Court of New Castle County of Commissioners to Examine Mortgage Satisfaction in New Castle County," by Lammot and Reilly; to Judiciary.

SB 284—"An Act to Amend Chapter 67, Title 11 of the Delaware Code Relating to the New Castle County Workhouse, by Providing for the Sale or Lease of Property and Disposition of Proceeds," by Williams and Reilly; to Judiciary.

SB 285—"An Act to Amend Chapter 1, Title 17 of the Delaware Code by Abolishing the Present State Highway Department and Creating a New State Highway Department and Transferring the Powers, Duties and Property," by Hoey, Moore and Lammot; to Buildings and Highways.

SB 286—"An Act to Amend Chapter 3, Title 4 of the Delaware Code Relating to the Delaware Liquor Commission by Abolishing That Commission and Creating a New Commission to be Known as the Delaware Alcoholic Beverage Control Commission; Transferring Duties, Powers and Property," by Camper and Reilly; to Judiciary.

SB 287—"An Act to Amend Chapter 3 Title 17, Delaware Code Entitled "The Delaware Memorial Bridge" by Reorganizing and Reconstituting the Delaware Memorial Bridge Division of the State Highway Department as the Delaware Interstate Highway Division; by Authorizing Said Division to Issue Revenue Bonds to Finance the Construction and Reconstruction of Highways in the Interstate System, Including Express Highways, for the Construction of Toll Crossings Over and Under the Delaware River, and for Refunding Purposes; and by Vesting in the Delaware Interstate Highway Division the Maintenance, Repair and Operation of the Delaware Memorial Bridge," by Lammot and Reilly; to Buildings and Highways.

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

HB 36—"An Act to Amend Chapter 17, Title 9, Delaware Code Relating to Employee's Pensions; Disability Pension Benefits; Employees Receiving Compensation from New Castle County and City of Wilmington; Pension Benefits," to Revised Statutes.

HB 71—"An Act to Amend Title 14, Delaware Code, by Adding Thereto a New Chapter Entitled "Procedures for the Termination of Services of Professional Employees", and by Repealing Certain Provisions of Title 14," to Education.

HB 77 with HA 1—"An Act to Amend Subchapter XIII, Chapter 3, Title 11, Delaware Code, by Requiring Certain Precautions With Regard to Abandoned Refrigerators and Imposing Penalties for Violations," to Judiciary.

HB 78 with HA 1—"An Act Authorizing the State Highway Department to Execute Trust Indentures With Trustees Authorizing the Creation of a War Memorial Fund and the Transfer and Allocation of Monies Thereto and Directing the State Highway Department to Construct a Memorial

Adjacent to the Delaware Memorial Bridge to Commemorate the Supreme Sacrifice of the Residents of the State of Delaware and of the State of New Jersey Who Died While Serving in the Armed Forces of the United States During World War II and During the Korean Campaign and to Honor the Persons Who Lost Their Lives in the Construction of the Delaware Memorial Bridge," to Miscellaneous.

HB 148—"An Act Authorizing and Directing the State Highway Department to Erect and Maintain Signs at the Limits of the Village of Uhlerville in Sussex County," to Buildings and Highways.

HB 183—"An Act Amending Chapter 33, Title 19, Delaware Code, Relating to Payment of Employer's Contributions Under Unemployment Compensation Law; Limitation of Actions," to Revised Statutes.

HB 196—"An Act Appropriating Certain Moneys to Maren F. McDowell for Additional Salary to Which He Was Entitled to be Paid as a Teacher at the William W. M. Henry Comprehensive High School," to Claims.

HB 244—"An Act Authorizing the State Treasurer to Transfer Certain Balances in the Accounts of Former State Treasurer Ralph W. Emerson to the General Fund of the State of Delaware," to Miscellaneous.

HB 352—"An Act to Amend Chapter 27, Title 29, Delaware Code, Entitled "State Treasurer", in Relation to the Signing of Bonds and Notes of the State of Delaware by the Deputy State Treasurer," to Banking and Insurance.

The President announced he was about to sign: **HB 128, HB 35, HB 99, HB 110, HCR 13.**

On motion of Mr. Lammot, the Senate recessed.

Senate met at expiration of recess at 3:50 P. M.

On motion of Mr. Reilly, **SB 256**—"An Act to Provide for the Return of Certain Funds to the Unemployment Compensation Administration Fund," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Hoey, Johnson, McCullough, Wilgus—4.

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

On motion of Mr. Lammot, **SB 265**—"An Act to Prohibit the Selling, Offering for Sale or Possession of Knives Whose Blade is Released by a Spring Mechanism Including Knives Known as "Switch-Blades"; Authorizing the Seizure,

Confiscation and Destruction Thereof; and Providing Penalties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

YEAS—Messrs. Behen, Butler, Camper, Cover, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—None.

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

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

On motion of Mr. Moore, SB 272—"An Act to Amend and Revise Chapter 19, Title 24, Delaware Code, by Clarifying and Defining the Power of Examiners of Graduate Nurses as Therein Established, and by Providing for the Supervised Training and Licensing of Practical Nurses on a Voluntary Basis," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Cover, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—None.

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

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

Hon. John N. McDowell, Secretary of State, notified the Senate that the Governor had signed the following:

**GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT**

Dover, Delaware, March 23, 1955

To the Honorable, The Senate of the State of Delaware,
Dover, Delaware

Gentlemen:

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

March 21, 1955, House Concurrent Resolution No. 6—Authorizing the State Librarian to Supply a Copy of "The Delaware Citizens" to Each Members of the 118th General Assembly of the State of Delaware.

March 21, 1955, House Concurrent Resolution No. 9—Memorializing the Congress of the United States to Consider Favorably an Increase of Salary for Employees of the United States Post Office.

March 21, 1955, House Concurrent Resolution No. 11—Inviting the Boys' State to be the Guests of the One Hundred and Eighteenth General Assembly.

March 21, 1955, House Concurrent Resolution No. 14—Extending the Sympathy of the House of Representatives and the Senate Unto Honorable Robert P. Maclary Upon the Death of His Father, Charles Wesley Maclary.

March 21, 1955, House Concurrent Resolution No. 15—Expression of Deep Regret by Members of the House of Representatives and the Members of the Senate of the 118th General Assembly on the Untimely Death of Former Representative Randolph P. Reynolds, Senior.

March 21, 1955, House Bill No. 140—An Act to Amend the Charter of the Town of Farmington by Increasing the Amount Authorized to be Raised by Taxation and by Changing the Tax Assessment Requirements.

Respectfully submitted,

J. CALEB BOGGS

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 266**, by Banking and Insurance; **SB 278**, by Revised Statutes; **HB 352**, by Banking and Insurance.

On motion of Mr. Lammot, Senate Rule 22 was suspended.

On motion of Mr. Lammot, **HB 352**—"An Act to Amend Chapter 27, Title 29, Delaware Code, Entitled "State Treasurer", in Relation to the Signing of Bonds and Notes of the State of Delaware by the Deputy State Treasurer," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, Melson, Paradee, Pryor, Reilly, Wililams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Covey, McCullough, Steen, Wilgus—4.

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

On motion of Mr. Lammot, the Senate adjourned until Monday, March 28, 1955, at 1:30 P. M.

52ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M. on Monday, March 28, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present — Messrs. Butler, Camper, Harrison, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—10.

Members absent—Messrs. Behen, Covey, Hoey, Johnson, Melson, Wilgus, Williams—7.

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

Messrs. Hoey and McCullough asked to be marked present.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HCR 16**.

The Senate recessed.

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

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

HB 188—"An Act to Amend Chapter 33, Title 19, Delaware Code, Relating to Unemployment Compensation," to Labor.

HCR 16—"Expressing the Concern of the General Assembly Over the Illness of State Treasurer Howard H. Dickerson," to Miscellaneous.

HCR 17—"Creating a Special Committee of the Members of the House and the Senate of the 118th General Assembly to Study the Critical Highway Fatality Situation," to Miscellaneous.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 279**, 4 favorably, 1 on merits, by Elections; **SB 286**, 3 favorably, 2 on merits, by Judiciary; **SB 285**, 3 favorably, 1 unfavorably, by Buildings and Highways; **SB 274**, by Agriculture; **HB 94**, **HB 203**, 3 favorably, 1 unfavorably, 1 on merits, by Buildings and Highways; **HB 56**, **HB 78** with **HA 1**, by Miscellaneous.

On motion of Mr. Steen, **SB 198**—"An Act to Amend Chapter 45, Title 21 of the Delaware Code Relating to the Maximum Gross Load in Vehicles Equipped With Three Axles," 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. Butler, Camper, Harrison, Hoey, Lammot, Paradee, Reilly, Steen, Mr. President Pro Tem—9.

NAYS—Mr. McCullough—1.

NOT VOTING—Mr. Pryor—1.

ABSENT—Messrs. Behen, Covey, Johnson, Melson, Wilgus, Williams—6.

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

On motion of Mr. Steen, **SB 199**—"An Act to Amend Chapter 45, Title 21 of the Delaware Code Relating to the Maximum Gross Load in Semi-Trailers Equipped With One Axle," 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. Butler, Camper, Harrison, Hoey, Lammot, Paradee, Reilly, Steen, Mr. President Pro Tem—9.

NAYS—Mr. McCullough—1.

NOT VOTING—Mr. Pryor—1.

ABSENT—Messrs. Behen, Covey, Johnson, Melson, Wilgus, Williams—6.

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

On motion of Mr. Butler, **SB 254**—"An Act to Amend Chapter 19, Title 9 of the Delaware Code Relating to Fire and Police Protection in New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—11.

NAYS—None.

ABSENT—Messrs. Behen, Covey, Johnson, Melson, Wilgus, Williams—6.

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

Messrs. Behen and Melson asked to be marked present.

On motion of Mr. Lammot, **SB 266**—"An Act to Amend Title 21, Delaware Code, Entitled "Motor Vehicles" in Regard to the Fiscal Requirements of the Safety Responsibility Law," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Mr. Melson—1.

ABSENT—Messrs. Covey, Johnson, Wilgus, Williams—4.

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

Messrs. Covey, Johnson and Williams asked to be marked present.

On motion of Mr. Steen, **SB 77**—"An Act Proposing an Amendment to Section 9 of Article 3 of the Constitution of the State of Delaware Relating to the Length of the Unexpired Term to Which a Successor is Elected," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Wilgus—1.

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

The President announced he was about to sign: **HB 352**.

On motion of Mr. Covey, **SB 192**—"An Act to Amend the Charter of the City of Seaford by Requiring That All City Employees "Be Bonded" Rather Than "Give Bond", was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Wilgus—1.

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

On motion of Mr. Behen, **HB 109**—"An Act to Amend Chapter 23, Title 12, Delaware Code, Relating to Widows' Allowance and the Settlement of Personal Estates," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Wilgus—1.

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

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

SB 288—"An Act to Amend Chapter 17, Title 9 of the Delaware Code Relating to Employees Pensions Affecting the City of Wilmington and New Castle County," by Reilly; to Judiciary.

SB 289—"An Act to Amend Chapter 93, Title 9, Delaware Code, Entitled "Counties" in Respect to the Duties and Powers of the Comptroller in New Castle County," by Lammot and Reilly; to Judiciary.

SB 290—"An Act to Amend Chapter 93, Title 9 of the Delaware Code Entitled "Counties" in Respect to the Deputy Comptroller and Employees of the Comptroller in New Castle County," by Lammot and Reilly; to Labor.

SB 291—"An Act to Amend Chapter 55 Title 29 of the Delaware Code Relating to Eligibility and Benefits Based Upon Military Service of Certain School Employees and Employers of the Department of Public Instruction in the State Employees Pension Fund," by McCullough; to Education.

SB 292—"An Act to Amend Title 13 Delaware Code by Providing That the Superior Court of the State of Delaware in and for New Castle County May Within Its Discretion Refer Proceedings for Divorce or Annulment of Marriage to the Family Court for New Castle County for Attempted Reconciliation," by Melson; to Judiciary.

SB 293—"An Act to Amend Chapter 9 Title 10 Delaware Code by Granting to the Family Court for New Castle County, Special Jurisdiction With Equitable Powers in Civil Action, Arising in New Castle County for Support of Minor Children and/or Separate Maintenance of a Wife and Removing Jurisdiction Over Said Actions from the Court of Chancery of the State of Delaware," by Melson; to Judiciary.

SB 294—"An Act to Amend Chapter 9 of Title 10 Delaware Code Entitled "Family Court for New Castle County" by Granting Jurisdiction to the Family Court Over Any Child Found in New Castle County; by Empowering Said Court to Prosecute Persons Charged With Any Offense Except Felonies Against Children; by Granting Jurisdiction to Said Court of the Crime Commonly Known as "Wife-Beating"; by Granting Jurisdiction to the Said Court of the Offense of Selling or Delivering Alcoholic Liquors to a Minor; by Granting Jurisdiction to Said Court of the Crime of Harboring or Using a Child for Sexual Purposes; by Empowering Said Court to Punish Any Person Attempting to Evade the Jurisdiction of the Court by Removing from the State a Child Concerning Whose Custody or Possession Proceedings Have Been Filed With the Court," by Melson; to Judiciary.

SB 295—"An Act to Amend Title 13 Delaware Code by Abrogating the Rule of Law Which Prohibits a Wife from

Testifying to the Fact of Non-Access by Her Husband," by Melson; to Judiciary.

SB 296—"An Act to Amend Chapter 13, Title 25 of the Delaware Code Relating to Maintenance of Partition Fences," by Pryor (by request); to Revised Statutes.

On motion of Mr. Lammot, the Senate adjourned until 2:00 P. M., Tuesday, March 29, 1955.

53RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 2:00 P. M. on Tuesday, March 29, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Butler, Camper, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—12.

Members absent—Messrs. Behen, Covey, Harrison, Hoey, Steen—5.

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

Messrs. Behen, Harrison, Hoey and Steen asked to be marked present.

On motion of Mr. Lammot, the Senate recessed.

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

Communications: One from Dover Air Base inviting Senate Attaches to Air Base for lunch.

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

SB 297—"An Act to Appropriate Funds to the Delaware Commission of Shell Fisheries for the Purchase of a Motorboat," by Steen; to Fish, Oysters and Game.

SB 298—"An Act to Amend Sub-Chapter III, Chapter 23, Title 7, Delaware Code Entitled "Oyster Watchboats": Relating to the Crew, Appointment and Salary Thereof, and Repealing Certain Provisions Relating to the Procurement of Certain Supplies," by Steen; to Fish, Oysters and Game.

SB 299—"An Act to Amend Chapter 3, Title 9 of the Delaware Code Relating to the Election and Term of Levy Court Commissioners in Sussex County," by Steen; to Elections.

SB 300—"An Act Making a Deficiency Appropriation to the Lord Baltimore School District," by Wilgus and Steen; to Education.

SB 301—"An Act to Amend Chapter 39, Title 30 of the Delaware Code Relating to the Commutation of State Taxes of Certain Railroad Companies," by Behen; to Judiciary.

SB 302—"An Act to Appropriate Certain Funds to the State Board of Education for the Education, Training or Transportation of Handicapped Children," by McCullough; to Education.

SB 303—"An Act to Amend Chapter 17, Title 7 of the Delaware Code Relating to Dog and Kennel License Fees," by Moore; to Fish, Oysters and Game.

SB 304—"An Act to Amend Chapter 17, Title 7 of the Delaware Code by Establishing a Division of Dog Law Management Under the Board of Game and Fish Commissioners," by Moore; to Fish, Oysters and Game.

SB 305—"An Act to Appropriate Certain Funds to the Selbyville School District to Enable It to Purchase and Install 4,000 Feet of Fencing," by Moore; to Fish, Oysters and Game.

SB 306—"An Act to Appropriate Certain Funds to the Selbyville School District to Enable It to Purchase Certain Lands Adjoining the Selbyville School Property," by Steen and Wilgus; to Education.

SB 307—"An Act to Amend Chapter 82, Title 9 of the Delaware Code Relating to Salaries of Members of Board of Assessment of Kent County," by Behen; to Finance.

The Chief Clerk of the House informed the Senate that the House had concurred in the following: **SB 25**.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **SB 78** with **HA 1**, **HB 258** with **HA 1**, **HB 122**, **HB 160**, **HB 226**, **TB 229**, **HB 237**, **HB 247**, **HB 255**, **HB 256**, **HB 277**, **HB 285**, **HB 291**, **HB 202** with **HA 1**, **HB 181** with **HA 1**, **HB 242**, **HCR 19**, **HJR 3**.

The following bill was reported favorably (unless otherwise indicated) by the majority of the Committee on Education: **HB 71**, 3 favorably, 1 on merits.

Mr. McCullough introduced the following resolution, which on further motion by him was adopted: **SR 53**—"Authorizing the Payment of the Sum of \$440.00 to Capitol Fire Equipment Co., Inc., for Four Legal Files."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware, that the State Treasurer be and he hereby is authorized and directed to pay out of the General Fund of Capitol Fire Equipment Co., Inc., the sum of \$440.00 to cover the cost of the purchase of four legal files for the use of the Senate as per invoice No. 43614.

Mr. Camper introduced the following resolution, which on further motion by him was adopted: **SR 54**—"Authorizing the Payment of the Sum of Thirteen Hundred Thirty Dollars and Fifty-Six Cents (\$1,330.56) to the Milford Chronicle Publishing Company for Printing of Calendars."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that the State Treasurer be and he is hereby authorized and directed to pay out of the General Fund unto Milford Chronicle Publishing Company,

Milford, Delaware, the sum of Thirteen Hundred Thirty Dollars and Fifty-six Cents (\$1,300.56) to cover cost of printing Daily Calendars in accordance with the following statement:

To Printing Daily Calendars for 1955 Session.

400 copies each day

43rd Legislative Day 30 pages @ \$4.32 per page ...	\$ 129.60
44th Legislative Day 30 pages @ \$4.32 per page	129.60
45th Legislative Day 32 pages @ \$4.32 per page	138.24
46th Legislative Day 34 pages @ \$4.32 per page	146.88
47th Legislative Day 34 pages @ \$4.32 per page	146.88
48th Legislative Day 36 pages @ \$4.32 per page	155.52
49th Legislative Day 36 pages @ \$4.32 per page	155.52
50th Legislative Day 38 pages @ \$4.32 per page	164.16
51st Legislative Day 38 pages @ \$4.32 per page	164.16

Total for printing Calendars from 43rd Legislative

Day to 51st Legislative Day inclusive\$1,330.56

The Chair presented the following House Bill, which was given first and second reading and referred to committee as follows:

HB 294—"An Act to Amend Chapter 13, Title 29 of the Delaware Code Relating to the Legislative Reference Bureau," to Revised Statutes.

On motion of Mr. McCullough, **SB 191**—"An Act to Amend Chapter 27, Title 18 of the Delaware Code Relating to the Rate of Special Tax on Gross Premiums of Fire Companies for the Purpose of Assisting in Maintaining Fire Companies," was taken up for consideration and read a third by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Johnson, Lammot, McCullough, Paradee, Pryor, Williams, Mr. President Pro Tem—11.

NAYS—Messrs. Hoey, Melson, Steen, Wilgus—4.

NOT VOTING—Mr. Reilly—1.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Behen, **SB 155**—"An Act to Amend Chapter 96, Title 9, of the Delaware Code Relating to the Recordation of Instruments in Kent and Sussex Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

NOT VOTING—Mr. Hoey—1.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Steen, **SB 117**—"An Act Authorizing and directing the Levy Court of Sussex County to Make Available to the Board of Soil District Supervisors of the Soil Conservation District of Sussex County Certain Funds for the Employment of an Equipment Managare," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Steen, **SB 118**—"An Act Appropriating Money to the State Soil Conservation Commission for the Drainage of Tax Ditches in Sussex County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Lammot, the Senate adjourned until Wednesday, March 30, 1955 at 1:30 P. M.

54TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:35 P. M. on Wednesday, March 30, 1955, President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Wilgus, Williams, Mr. President Pro Tem—14.

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

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

Asked to be marked present: Messrs. Hoey and Steen.

Communications: One complimenting the Senate on passage of **SB 25**, and one urging the Senate to pass Senate Bills **22, 96, 177** and **203** and also **HB 71**, as follows:

HASTINGS, LYNCH AND TAYLOR

Wilmington, Delaware, March 29, 1955

Hon. John E. Reilly, Sr., c/o The Senate,
Legislative Building, Dover, Delaware

Dear John:

Will you please be so kind as to express my thanks and appreciation to the members of the Senate for its kind consideration and passage of Senate Bill No. 25. I certainly admire the businesslike manner that the members of the Senate are evincing in consideration and passage of legislation presented to them for action. I am sure that the citizens of this State must be convinced that the Senate is conducting its affairs in a manner to deserve and warrant the appreciation and thanks of all persons in our good State.

Cordially and sincerely,

STEWART LYNCH

35 Boxwood Ave., Wilm., 4, Del., March 29, 1955

Senator Calvin R. McCullough, Chairman, Senate
Education Committee, State House, Dover, Delaware

Dear Senator:

Below are listed a number of educational bills which I strongly favor. Their passage, I am sure, will be beneficial to education in Delaware. They are **SB 96, HB 71, SB 22, SB 177** and **SB 203**.

I sincerely hope that you will find it possible to give these bills your enthusiastic support.

In closing, I would like to advise you that, as a Wilmington school teacher, I heartily oppose **HB 162** because of its selfish provision instituted by school administrators, which gives administrators twice the salary increase school teachers would receive. **SB 96** is much more fair and realistic. According to its provisions, all professional personnel in the schools receive the same treatment, regardless of the title they may hold.

Yours very truly,

CHARLES A. BUTLER

The Chair presented the following House Bills, House Concurrent Resolution and House Joint Resolution, which were given first and second reading and referred to committees as follows:

HJR 3—"Appointment of Commission to Study Enabling Legislation to Supplement House Bill Number 245 Which Proposes Amendment to State Constitution so as to Permit Playing of Bingo by Certain Tax Exempt Organizations," to Miscellaneous.

HCR 19—"Wishing a Speedy Recovery to Representative Maclary," to Miscellaneous.

HB 122—"An Act to Amend Chapter 59, Title 11, Delaware Code, Entitled "Justice of the Peace" by Increasing the Maximum Fine for Assaults and Batteries and Breaches of the Peace," to Judiciary.

HB 160—"An Act to Amend Chapter 1, Title 1, Delaware Code, Relating to the Delaware Code, by Providing for the Distribution of a Copy of Said Code to Delaware State College," to Revised Statutes.

HB 181 with HA 1—"An Act to Amend Chapter 3, Title 19, Delaware Code, by Repealing Certain Provisions Concerning Hours During Which Females Can Work," to Labor.

HB 202 with HA 1—"An Act to Amend Chapter 55, Title 29, Delaware Code, Relating to State Employees' Pensions, by Permitting the Employment of Retired Teachers During Emergencies Without Forfeiture of Pension," to Revised Statutes.

HB 226—"An Act to Amend Chapter 27, Title 21, Delaware Code, Relating to Driver's Licenses, by Requiring the Motor Vehicle Department to Notify Biennial Licensees of the Expiration of Their Licenses," to Revised Statutes.

HB 229—"An Act Making an Appropriation to the State Board of Agriculture to Provide for the Payment of State Indemnities for Cattle Condemned and Slaughtered as Brucellosis or Tuberculosis Reactors," to Miscellaneous.

HB 237—"An Act to Amend Chapter 3, Title 11, Delaware Code, Relating to Crimes and Criminal Procedure, by Providing for the Regulation of Tourist Camps, Trailer Camps and Overnight Lodging Places, Forbidding False Registration, Providing Penalties for Violation Hereof," to Revised Statutes.

HB 242—"An Act to Amend Section 9121, Title 9, Delaware Code, Relating to Mileage Payments to County Employees," to Municipal Corporations.

HB 247—"An Act to Amend Chapter 83, Title 11, Delaware Code, Entitled "State Police" by Providing for the Sale of Lost, Stolen or Unclaimed Property and the Disposition of the Proceeds and for the Disposition of Lost, Abandoned or Stolen Money," to Revised Statutes.

HB 255—"An Act to Amend Chapter 11, Title 7, Delaware Code, Relating to Fishing in Certain Waters, by Pro-

viding for the Issuance and Sale of a Delaware Trout Fishing Stamp and the Use of the Proceeds Thereof, Requiring the Purchase of Such a Stamp for Fishing in Trout-Stocked Waters, and Providing Penalties for Violations," to Fish, Oysters and Game.

HB 256—"An Act to Amend Chapter 1, Title 7, Delaware Code, With Respect to the Use of Funds Derived from the Sale of Fishing Licenses," to Miscellaneous.

HB 258 with HA 1—"An Act to Amend the Charter of The City of Wilmington as Amended by Changing the Term of Office of the Mayor and Other Elected City Officers, by Reconstituting Council, by Changing the Number of Elective Officers, and by Providing for the Election of Such Officers," to Municipal Corporations.

HB 277—"An Act to Amend Chapter 19, Title 7, Delaware Code, With Respect to the Leasing of Acreage for Shell Fisheries in Rehoboth Bay and Indian River Bay," to Revised Statutes.

HB 285—"An Act to Amend the Charter of the Town of Bridgeville, Chapter 158, Volume 43, Laws of Delaware, by Increasing the Amount Permitted to be Raised by Taxation," to Municipal Corporations.

HB 291—"An Act Authorizing a Referendum Vote at the Next General Election to Determine Whether the People Favor Permitting the Playing of Bingo When Sponsored by Volunteer Fire Companies or Other Civic, Charitable, or Religious Non-Profit Groups," to Revised Statutes.

The Senate recessed until call of Chair.

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

The President announced that he was about to sign:

HB 109, HB 159 with SA 1.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HB 279.**

Requests that the following be recommitted were granted to Mr. Lammot as follows: **SB 279** and **SB 313.**

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 250**, 4 favorably, 1 on merits; **SB 251**, 4 favorably, 1 on merits; **SB 252**, 4 favorably, 1 on merits; **SB 253**, 3 favorably, 2 on merits, by Executive; **SB 139, SB 276**, by Miscellaneous; **SB 303, SB 304**, by Fish, Oysters and Game; **SB 277**, 4 favorably, 1 on merits, by Labor; **SB 214**, 2 favorably, 3 on merits, by Buildings and Highways; **SB 96**, 3 favorably, 2 on merits, by Education.

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

SB 308—"An Act to Amend Article II, Section 11 of the Constitution of the State of Delaware by Providing for Per-

iodic Reapportionment of the House of Representatives," by Lammot; to Miscellaneous.

SB 309—"An Act Authorizing and Directing the Board of Game and Fish Commissioners to Pay the Sum of \$418.90 to Arthur S. Hanby and Louise B. Hanby," by Lammot; to Claims.

SB 310—"An Act to Amend Chapter 71, Title 29 of the Delaware Code Relating to the Mileage Rate for State Employees," by Behen; to Finance.

SB 311—"An Act to Establish the Office of Building Inspector for Kent County; and Providing for Certain Operations and Procedure; Requiring Building Permits; Penalties," by Behen; to Executive.

SB 312—"An Act to Amend Chapter 21, Title 12 of Delaware Code Relating to Order of Preference of Claims Against Estates," by Harrison; to Judiciary.

SB 313—"An Act to Amend Chapter 3, Title 17, Delaware Code Entitled "The Delaware Memorial Bridge" by Reorganizing and Reconstituting the Delaware Memorial Bridge Division of the State Highway Department as the Delaware Interstate Highway Division; by Authorizing Said Division to Issue Revenue Bonds to Finance the Construction and Reconstruction of Highways in the Interstate System, Including Express Highways, for the Construction of Toll Crossings Over and Under the Delaware River, and for Refunding Purposes; and by Vesting in the Delaware Interstate Highway Division the Maintenance, Repair and Operation of the Delaware Memorial Bridge," by Lammot and Reilly; to Buildings and Highways.

SB 314—"An Act to Appropriate Certain Monies to the Board of Trustees of the John M. Clayton School District #97 for Repairs to the Electric Wiring, Plumbing, and Heating Systems of the School," by Steen; to Education.

SB 315—"An Act to Amend Chapter 83, Title 11 of the Delaware Code Relating to Eligibility of State Police for Pensions," by Steen and Hoey; to Executive.

SB 316—"An Act Transferring and Conveying All of the Right, Title and Interest of the State of Delaware in and to Certain Lands Located in the City of Milford, Kent County and State of Delaware, to the Church of God, a Religious Corporation of the State of Delaware, Therein Described," by Hoey; to Revised Statutes.

SB 317—"An Act to Amend Chapter 17, Title 11 of the Delaware Code Relating to Bonds and Recognizances," by Hoey; to Revised Statutes.

SB 318—"An Act to Amend Subchapter III, Chapter 43, Title 21 of the Delaware Code Relating to Blinker Lights on School Buses," by Moore; to Executive.

SB 319—"An Act to Amend Chapter 1, Title 5 of the Delaware Code Relating to the State Bank Commissioner

Affecting His Appointment, Removal, Term and Bond," by Moore; to Banking and Insurance.

SB 320—"An Act to Amend Chapter 3, Title 5 of the Delaware Code by Authorizing the Bank Advisory Board to Appoint the State Bank Commissioner," by Moore; to Banking and Insurance.

SB 321—"An Act to Amend Chapter 29, Title 14 of the Delaware Code Relating to Transportation of Pupils and School Buses," by Moore; to Education.

SB 322—"An Act Authorizing and Directing the State Board of Education to Hold a Public Sale of All School Buses Owned by the State Board and Public School Districts," by Moore; to Education.

SB 323—"An Act to Amend Chapter 21, Title 12 of the Delaware Code, Relating to Limitations of Claims Against Estates," by Harrison; to Judiciary.

SB 324—"An Act to Amend Chapter 23 Title 12 of the Delaware Code, Relating to Widows' Allowance," by Behen; to Judiciary.

SB 325—"An Act to Amend Chapter 3, Title 10, Delaware Code, Relating to the General Jurisdiction and Powers of the Court of Chancery With Reference to Compelling Appearance of Non-Resident Defendants," by Harrison; to Judiciary.

On motion of Mr. Lammot, the Senate adjourned until Thursday, March 31, 1955, at 1:30 P. M.

55TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:35 P. M. on Thursday, March 31, 1955, President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Mr. President Pro Tem—15.

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

Messrs. Butler and Williams asked to be marked present.

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

SB 326—"An Act to Amend Title 14, Delaware Code, in Respect to High School Attendance Districts and to Provide for More Equitable Distribution of School Taxes," by Williams; to Education.

On motion of Mr. Johnson, Senate Rule 9 was suspended.

SB 327—"An Act to Amend Chapter 23, Title 12 of the Delaware Code Relating to the Payment or Investment of a Legacy or a Distributive Share or Trust Fund Where the Person Entitled is Out of State, Unknown, Incompetent or the Shares are Uncertain," by Lammot; to Judiciary.

SB 328—"An Act to Amend Article 5, Section 4A of the Constitution of the State of Delaware Relating to Absentee Voting," to Pryor; to Elections.

SB 329—"An Act to Amend Title 15 of the Delaware Code by Creating the Office of the State Election Commissioner and Defining the Powers and Duties Thereof," by Pryor; to Elections.

SB 330—"An Act to Amend Part II, Title 15, of the Delaware Code Relating to the Registration of Voters," by Pryor; to Elections.

SB 331—"An Act to Amend Chapter 23, Title 15 of the Delaware Code Relating to Penal and Enforcement Provisions of the Registration Laws," by Pryor; to Elections.

SB 332—"An Act to Amend Chapter 21, Title 15 of the Delaware Code, Relating to Registration Appeals," by Pryor; to Elections.

SB 333—"An Act to Amend Chapter 49, and Chapter 50, Title 15 of the Delaware Code Relating to the Conduct of Elections," by Pryor; to Elections.

SB 334—"An Act to Amend Chapter 31, Title 15 of the Delaware Code Relating to Primary Elections and Nominations of Candidates," by Pryor; to Elections.

SB 335—"An Act to Amend Chapter 55, Title 15 of the Delaware Code Relating to Absentee Voting," by Pryor; to Elections.

SB 336—"An Act to Amend Chapter 51, Title 15 of the Delaware Code Relating to Criminal Offenses Arising from Violations of the Election Laws," by Pryor; to Elections.

SB 337—"An Act to Amend Chapter 47, Title 15 of the Delaware Code Relating to Election Officers," by Pryor; to Elections.

SB 338—"An Act to Amend Chapter 45, of the Delaware Code Relating to Election Supplies to be Furnished by Departments of Elections," by Pryor; to Elections.

SB 339—"An Act to Appropriate Certain Funds to the State Auditor in His Capacity as State Election Commissioner for the Purpose of Enabling Him to Carry Out His Powers and Duties Under Title 15 of the Delaware Code," by Pryor; to Elections.

SB 340—"An Act to Amend Chapter 21, Title 24 of the Delaware Code Relating to the Profession of Optometry," by Reilly; to Judiciary.

SB 341—"An Act to Amend Chapter 21, Title 24 of the Delaware Code Relating to Optometry, by Permitting the Use of $\frac{1}{2}\%$ to 2% Butacaine to Diagnose Glaucoma and by Permitting First Aid Measures When Necessary, and by Provid-

ing for the Sale of Powered Spectacles or Powered Eyeglasses Only on Written Prescription or Direction," by Reilly; to Judiciary.

SB 342—"An Act to Amend Chapter 31 Title 20, Delaware Code, Relating to the Employment of Personnel by the Director of Civil Defense," by Reilly; to Executive.

SB 343—"An Act Making an Appropriation to the Delaware Commission of Shell Fisheries for the State's Share of the Initial Cost of the Improvement of a Channel Across Rehoboth Bay to the Channel Leading from Millsboro Through Indian River to the Inlet, and Authorizing and Empowering Said Commission to Act as the Agent of the State of Delaware," by Johnson; to Buildings and Highways.

SB 344—"An Act to Further Amend Chapter 208, Volume 26, Laws of Delaware, as Amended, Entitled "An Act to Establish a Retirement Fund for Pensioning Teachers of the Public Schools in the City of Wilmington, and to Regulate the Collection, Management and Disbursement Thereof, by Increasing the Maximum Amount of the Annual Contributions by Teachers to Said Fund," by Lammot; to Education.

SB 345—"An Act to Amend Chapter 31 Title 15 of the Delaware Code, Relating to Primary Elections," by Lammot; to Elections.

SB 346—"An Act to Amend Chapter 5, Title 18, Delaware Code, Entitled "Regulatory Provisions", by Providing for Actions in This State Against and for the Service of Process Upon Insurers Not Authorized to Transact Business in This State," by Lammot; to Executive.

SB 347—"An Act to Amend Subchapter II, Chapter 5, Title 18, Delaware Code, Entitled "Prohibited Conduct and Practices", by Defining Trade Practices in the Business of Insurance Which Constitute Unfair Methods of Competition or Unfair or Deceptive Acts or Practices and by Prohibiting the Trade Practices so Defined; by Prohibiting False Swearing and Political Contributions and by Providing Penalties Therefor and for Violation of Title 18," Lammot; to Elections.

SB 348—"An Act to Amend Title 7, Delaware Code, Entitled "Conservation" in Relation to the State Forestry Fund," by Hoey; to Executive.

SB 349—"An Act to Appropriate Funds to the University of Delaware for the Purpose of Establishing Scholarships at the University of Delaware to be Awarded to Students Desirous of Entering the Teaching Profession," by McCullough; to Education.

SB 350—"An Act Appropriating Money to the Water Pollution Commission for Control of Stream Pollution," by McCullough and Steen; to Executive.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 229**, 4 favorably, 1 on merits; **SB 228**, 4 favorably, 1 on merits, by Public Lands; **SB 290**, 4 favorably, 1 on

merits, by Labor; SB 315, SB 318, SB 311, by Executive; SB 116, 3 favorably, 1 on merits, SB 291, SB 302, by Education; SB 184, by Agriculture.

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: SR 55—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 118th General Assembly, that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, the sum of One Hundred Dollars (\$100.00) to any one person, on account of services to the present Session of the Senate. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

On motion of Mr. Hoey, SB 285—"An Act to Amend Chapter 1, Title 17 of the Delaware Code by Abolishing the Present State Highway Department and Creating a New State Highway Department and Transferring the Powers, Duties and Property," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, the Senate recessed.

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

Mr. Hoey introduced SA 1 to SB 285, which was read and on further motion by him, the yeas and nays were ordered.

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

And so SA 1 to SB 285 was adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Messrs. Covey, Johnson, Melson, Wilgus, Williams—5.

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

The Chair presented the following House Bill, which was given first and second reading and referred to committee as follows:

HB 279—"An Act to Amend Chapter 47, Title 16, Delaware Code, Relating to Narcotic Drugs, by Revising the Penalties Imposed for Violations," to Revised Statutes.

The President announced he was about to sign: **SB 25.**

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HB 120, HB 173, HB 180, HB 199, HB 218, HB 249, HB 307.**

On motion of Mr. Lammot, **SB 255**—"An Act to Amend Chapter 1, Title 15 of the Delaware Code by Abolishing the Present Department of Elections for New Castle County and Creating a New Department of Elections for New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot introduced **SA 1 to SB 255**, which was read and on his further motion, the yeas and nays were ordered.

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Messrs. Covey, Johnson, Melson, Wilgus, Williams—5.

And so **SA 1 to SB 255** was adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Messrs. Covey, Johnson, Melson, Wilgus, Williams—5.

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

On motion of Mr. Camper, **SB 286**—"An Act to Amend Chapter 3, Title 4 of the Delaware Code Relating to the Delaware Liquor Commission by Abolishing That Commission and Creating a New Commission to be Known as the Delaware Alcoholic Beverage Control Commission; Transferring Duties, Powers and Property," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen—11.

NAYS—Messrs. Covey, Johnson, Melson, Wilgus, Williams, Mr. President Pro Tem—6.

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

On motion of Mr. Behen, **SB 78** with **HA 1**—"An Act to Amend Chapter 5, Title 4 of the Delaware Code Relating to the Rebate of the Excise Tax of This State on Beer sold to

an Instrumentality of the Armed Forces of the United States," was taken up for consideration in order to pass the Senate as amended in the House.

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

YEAS—Messrs. Behen, Butler, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Mr. President Pro Tem—13.

NAYS—Messrs. Melson and Williams—2.

ABSENT—Messrs. Camper and Covey—2.

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

On motion of Mr. McCullough, Senate Rule 36 was suspended.

On motion of Mr. Johnson, **SB 179**—"An Act to Amend the Charter of the City of Rehoboth as Established by Chapter 161, Volume 41, Laws of Delaware, and as Amended by Chapter 200, Volume 49, Laws of Delaware by Increasing the Amount of Taxes That May be Raised for Municipal Purposes," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Camper—1.

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

On motion of Mr. Johnson, **SB 180**—"An Act to Amend the Charter of Rehoboth Beach, in Sussex County, as Established by Chapter 161, Volume 41, by Providing for the Improvement of the City and Abutting Property Owners," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Steen, **SB 160**—"An Act Making an Appropriation to the Delaware Commission of Shell Fisheries for the State's Share of the Initial Costs of the Improvement

of the Indian River Bay Channel via Pepper's Creek in Sussex County, and Authorizing and Empowering the Said Commission to Act as the Agency of the State of Delaware to Do All Things Necessary to Comply With the Requirements of the United States Government Relative to the State's Contribution to Said Improvement," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Pryor—1.

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

On motion of Mr. Steen, SB 178—"An Act Authorizing the Payment of the Sum of \$3,000.00 to William Austin Tydings for Expenses and Damages Incurred as a Result of Injuries Received by the Negligence of a Delaware National Guardsman," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, the Senate adjourned until Friday, April 1, 1955, at 1:00 P. M.

56TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Friday, April 1, 1955. President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

Members absent—Messrs. Hoey and Paradee—2.

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

Messrs. Hoey and Paradee asked to be marked present.

Hon. John N. McDowell, Secretary of State, presented the following message from the Governor:

GOVERNOR'S MESSAGES
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, April 1, 1955

To the Honorable The Senate of the State of Delaware
Dover, Delaware

Gentlemen:

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

March 24, 1955, House Bill No. 89—An Act Appropriating a Certain Sum of Money to Ella M. Forrest in Payment of a Claim Against the State of Delaware.

March 24, 1955, House Bill No. 91—An Act Making Appropriations to the Veterans of Foreign Wars, Department of Delaware, for the Furnishing of Services to Veterans and Their Dependents.

March 24, 1955, Senate Bill No. 48—An Act to Amend Chapter 7, Title 7 of the Delaware Code, Relating to Booby Brush or Stake Blinds by Providing Penalties for Violations.

March 25, 1955, House Bill No. 110—An Act Making a Deficiency Appropriation to the Industrial Accident Board for the Fiscal Year Ending June 30, 1955.

March 25, 1955, House Bill No. 35—An Act to Authorize the Register of Wills in and for New Castle County to Procure a New Press and Seal of Office.

March 25, 1955, House Bill No. 99—An Act to Amend An Act Entitled, "An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown", Being Chapter 166, Volume 43, Laws of Delaware, as Amended, by Authorizing the Town Council of Georgetown to Raise by Taxation a Sum Not in Excess of Seventy-Five Thousand Dollars (\$75,000.00) Yearly to Carry on the Government of the Town and Defray the Expenses Thereof.

March 25, 1955, House Concurrent Resolution No. 12—Fiving the Time After Which No New Bills or Joint Resolutions Except General Appropriation Bills Shall be Received by Either House of the 118th General Assembly.

March 25, 1955, House Concurrent Resolution No. 13—Appropriation for Postage Stamps and Other Supplies for the 118th General Assembly.

March 28, 1955, House Bill No. 352—An Act to Amend Chapter 27, Title 29, Delaware Code, Entitled "State Treasurer", in Relation to the Signing of Bonds and Notes of the State of Delaware by the Deputy State Treasurer.

March 30, 1955, House Bill No. 128—An Act to Amend Chapter 45, Title 10, Delaware Code, Pertaining to Juries, by Changing Number of Offenses for Which Panel of Not Less Than Sixty-Four (64) Jurors is Required.

Respectfully submitted,

J. CALEB BOGG, Governor

The President announced he was about to sign: **SB 78** with **HA 1**.

On motion of Mr. Lammot, Senate Rule 9, Section 2, was suspended for remainder of day.

Mr. Lammot moved that all Senate Bills be read by number only. Motion prevailed.

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

SB 351—"An Act to Amend Chapter 41, Title 7, Delaware Code, Entitled "Drainage of Lands; Tax Ditches", by Steen and Wilgus; to Buildings and Highways.

SB 352—"An Act to Appropriate Certain Funds to the Board of Education of the Laurel Special School District to be Used for Certain Purposes," by Steen and Covey; to Education.

SB 353—"An Act to Amend Chapter 23, Title 7 of the Delaware Code by Prohibiting the Taking of Clams or Oysters Without the Consent of the State of the Lessee and by Providing a Penalty for Violations," by Steen; to Fish, Oysters and Game.

SB 354—"An Act to Amend Chapter 5, Title 9 of the Delaware Code Relating to Suburban Communities Improvements by Requiring the State Highway Department to Maintain Dirt Roads or Streets Upon Petition of Certain Property Owners," by Steen; to Buildings and Highways.

SB 355—"An Act to Amend Chapter 3, Title 17, Delaware Code Entitled "The Delaware Memorial Bridge" by Reorganizing and Reconstituting the Delaware Memorial Bridge Division of the State Highway Department as the Delaware Interstate Highway Division; by Authorizing Said Division to Issue Revenue Bonds to Finance the Construction and Reconstruction of Highways in the Interstate System, Including Express Highways, for the Construction of Toll Crossings Over and Under the Delaware River, and for Refunding Purposes; and by Vesting in the Delaware Interstate Highway Division the Maintenance, Repair and Operation of the Delaware Memorial Bridge," by Lammot, Reilly and McCullough; to Buildings and Highways.

SB 356—"An Act to Amend Title 5, Delaware Code, Relating to Building and Loan Associations," by Lammot; to Banking and Insurance.

SB 357—"An Act to Amend Chapters 55 and 57, Title 29 of the Delaware Code by Transferring the Duties, Functions, Records, Property and Personnel of the State Tax Department In Its Capacity as State Agency Under the Law Relating to Social Security to the State Treasurer and Vesting the State Treasurer With All Such Duties, Functions, Records, Property and Personnel and Providing for an Appropriation," by Lammot; to Banking and Insurance.

SB 358—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to the State Highway Department by Affecting the Awarding of Contracts Without Bids," by Lammot and Reilly; to Buildings and Highways.

SB 359—"An Act to Amend Chapter 122, Volume 29, Laws of Delaware Entitled "An Act Providing for Assessment Against Abutting Properties in the City of Wilmington for a Portion of the Cost of Paving and Improving the Public Street Roadways" by Repealing the Provision for Assessment," by Lammot and Reilly; to Buildings and Highways.

SB 360—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to the State Highway Department by Changing the Number of Members Required for Concurrence in the Appointment of a Chief Engineer," by Lammot and Reilly; to Buildings and Highways.

SB 361—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to the State Highway Department by Changing the Number of Members Required for a Quorum," by Lammot and Reilly; to Buildings and Highways.

SB 362—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to the State Highway Department by Changing the Number of Members Required for Concurrence in the Appointment of a Secretary," by Lammot and Reilly; to Buildings and Highways.

SB 363—"An Act to Amend Chapter 67, Title 29 of the Delaware Code Relating to Procurement of Food, Sundries and Other Supplies by State Agencies," by Hoey; to Finance.

SB 364—"An Act to Appropriate Certain Funds to the Board of Game and Fish Commissioners to Purchase Certain Lands Under Haven Lake in or Near Milford, Delaware," by Hoey; to Fish, Oysters and Game.

SB 365—"An Act to Appropriate Certain Funds to the Bridgeville Special School District to Enable It to Purchase Certain Lands for Recreational Purposes," by Hoey; to Education.

SB 366—"An Act Relating to the Interstate Compact on Juveniles," by Hoey and Melson; to Judiciary.

SB 367—"An Act to Amend Title 13, Delaware Code, Entitled "Domestic Relations" by Enacting a Uniform Reciprocal Enforcement of Support Act," by Johnson; to Judiciary.

SB 368—"An Act to Amend Title 31, Delaware Code, Entitled "Welfare" in Respect to the Organization and Administration of the State Department of Public Welfare; Appropriating Funds," by Johnson; to Executive.

SB 369—"An Act to Amend Title 31, Delaware Code, Entitled "Welfare" by Establishing a Public Assistance Code for the State Department of Public Welfare and Repealing Inconsistent Provisions," by Johnson; to Executive.

SB 370—"An Act to Amend Chapter 5, Title 17 of the Delaware Code Relating to Highways, Roads and Bridges With Regard to Trash in the Vicinity of Highways; Penalty," by Moore and Camper; to Buildings and Highways.

SB 371—"An Act to Amend Title 1, Delaware Code, Relating to Legal Holidays by Amending the Provisions Governing the Validity of Certain Acts Done on Specified Legal Holidays and by Providing for the Optional Opening of Banks on Such Holidays," by Moore and Camper; to Banking and Insurance.

SB 372—"An Act to Amend Chapter 5, Title 28 of the Delaware Code by Abolishing the Present Delaware Harness Racing Commission," by Camper; to Judiciary.

SB 373—"An Act to Amend Chapter 11, Title 16, Delaware Code, by Providing for the Licensing and Regulation of Homes for the Maintenance, Care, and Nursing of Persons Who by Reason of Illness, Infirmary, or Advanced Age are Unable to Care for Themselves; Providing Penalties for Violations," by Behen (by request); to Executive.

SB 374—"An Act to Regulate and Control the Sale and Production of Ice Milk," by Behen; to Public Health.

SB 375—"An Act to Amend Title 14, of the Delaware Code, by Providing for Sabbatical Leave for Professional Employees of the School Districts, the City of Wilmington, and the State Board of Education, and Providing an Appropriation," by McCullough; to Education.

SB 376—"An Act to Appropriate Certain Funds to the State Fire Marshal to be Used for Certain Purposes," by McCullough and Reilly; to Accounts.

SB 377—"An Act to Amend Chapter 13, Title 10 of the Delaware Code Relating to the Court of Common Pleas for New Castle County," by McCullough, Lammot, Butler and Pryor; to Elections.

SB 378—"An Act to Amend Chapter 1, Title 16 of the Delaware Code by Granting the State Board of Health the Power to Regulate and Control Surface Drainage Disposal, Sewage Disposal and Water Supply Problems and Providing Penalties for Violations," by McCullough, Butler, Lammot and Pryor; to Public Health.

SB 379—"An Act to Authorize the Levy Court of Kent County to Make Certain Tax Refunds," by Harrison (by request); to Executive.

SB 380—"An Act to Appropriate Money to John C. Calloway and Adele Leslie Calloway as Compensation for Damages Suffered to Property Owned by Them Through Negligence of Agents of the State Board of Education," by Reilly; to Education.

SB 381—"An Act to Amend Chapter 81, Title 10 of the Delaware Code Relating to Limitations of Actions for Personal Injuries," by Reilly; to Judiciary.

SB 382—"An Act to Amend Chapter 27, Title 31 of the Delaware Code Relating to the Commission on Children and Youth With Regard to Office Space, Help and Expenses; Appropriating Money Therefore," by Reilly; to Judiciary.

SB 383—"An Act to Amend Chapter 21, Title 19 of the Delaware Code Relating to Payments by the Industrial Accident Board to Physicians," by Reilly and Lammot; to Judiciary.

SB 384—"An Act Amending Chapter 31, Title 20, Delaware Code Relating to Local Organization for Civil Defense," by Reilly and Lammot; to Judiciary.

SB 385—"An Act Relating to Limitations of Law Affecting the Amount of Bonds Which May be Issued or Bonded Debt Which May be Incurred by "The Mayor and Council of Wilmington", Specifically Excepting from Bonded Debt in Connection With the Sum Clearance and Redevelopment Program and the Urban Renewal Program, and Repealing Inconsistent Acts or Parts of Acts," by Reilly and Lammot; to Executive.

SB 386—"An Act to Amend Section 15 of Article 2 of the Constitution of the State of Delaware Relating to Cost of Operation of the General Assembly With Reference to Salary and Expenses of the Members Thereof," by McCullough, Melson, Lammot, Reilly, Moore, Camper, Butler, Hoey, Pryor, Behen, Harrison and Paradee; to Finance.

SB 387—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to Jurisdiction, Powers and Duties of the State Highway Department," by McCullough; to Buildings and Highways.

SB 388—"An Act to Amend Chapter 9, Title 4, Delaware Code, Relating to Alcoholic Liquors," by Harrison and Camper; to Judiciary.

SB 389—"An Act to Amend Chapter 3, Title 4, Delaware Code, Relating to Alcoholic Liquors," by Harrison and Camper; to Judiciary.

SB 390—"An Act to Amend Chapter 11, Title 4, Delaware Code Relating to Alcoholic Liquors," by Harrison and Camper; to Judiciary.

SB 391—"An Act to Amend Chapter 7, Title 4, Delaware Code, Relating to Alcoholic Liquors," by Harrison and Camper; to Judiciary.

SB 392—"An Act to Amend Chapter 29, Title 6 of the Delaware Code Relating to Retail Sale of Motor Fuel," by Butler; to Executive.

SB 393—"An Act to Amend Title 5, Delaware Code, Relating to Regulations Governing Business of Banks and Trust Companies by Providing That Any Banking Corporation May In Its Certificate of Incorporation, Confer Upon the Directors the Power to Make, Alter or Repeal By-Laws Subsequent to the Adoption of Its First Set of By-Laws at the Meeting of Its Incorporators," by Moore and Camper; to Banking and Insurance.

SB 394—"A Bill to Amend Title 5, Chapter 1, Delaware Code, 1953, Relating to the State Bank Commissioner by Providing That the Trustees of Certain Oil Royalty and Similar Trusts Shall be Under the Supervision of the State Bank Commissioner; Providing for the Payment of Fees to the State Bank Commissioner for Examination; and Providing Penalties for Failure to Report and Submit to Examinations," by Lammot; to Banking and Insurance.

SB 395—"An Act to Amend Section 4302, Title 10, Chapter 43 of the Revised Code of 1953 Relating to the Competence of Parties or Interested Witnesses in Civil Actions by Authorizing the Receipt Into Evidence of the Entries, Memoranda and Declaration of Deceased Persons in Certain Cases," by Lammot (by request); to Judiciary.

SB 396—"An Act Appropriating the Sum of Four Hundred Thousand Dollars to the University of Delaware for the Establishment of a Branch of the University in or About the City of Wilmington, Delaware," by McCullough, Reilly and Lammot; to Education.

SB 397—"An Act to Amend Section 508, Title 22, Delaware Code, Relating to Parking Authorities," by Melson; to Executive.

SB 398—"An Act to Amend Section 504, Title 22, Delaware Code, Relating to Parking Authorities," by Melson; to Executive.

SB 399—"An Act to Amend Section 504, Title 22, Delaware Code, Relating to Parking Authorities," by Melson; to Executive.

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 120—"An Act Making a Deficiency Appropriation to the Board of School Trustees of Louis L. Redding Comprehensive School," to Finance.

HB 173—"An Act Making a Deficiency Appropriation to the Board of School Trustees of Blades School No. 172," to Finance.

HB 180—"An Act to Appropriate Certain Monies to the Board of School Trustees of Millsboro School No. 23 for Current Operation," to Finance.

HB 199—"An Act Making a Deficiency Appropriation to the Board of School Trustees of Ellendale Public School No. 125," to Finance.

HB 307—"An Act to Amend Chapter 1, Title 23, Delaware Code, Relating to Pilots by Providing for an Increase in the Draught of a Ship to be Piloted by a Third Class Pilot," to Revised Statutes.

HB 218—"An Act Making a Deficiency Appropriation to the Board of School Trustees of the William W. M. Henry Comprehensive High School," to Revised Statutes.

HB 249—"An Act to Authorize the Recorder of Deeds in and for New Castle County to Procure a New Press and Seal of Office," to Finance.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 55**, and that the House had passed and requested the concurrence of the Senate in the following bills and resolution: **HB 37, HB 38, HB 105, HB 108, HB 127, HB 174, HB 224, HB 235, HB 198, HB 257, HB 267, HCR 18.**

On motion of Mr. Behen, **SB 139**—"An Act to Amend Chapter 3, Title 9 of the Delaware Code Relating to the Salary of the Commissioners of the Levy Court of Kent County and Sussex County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Behen introduced **SA 1** which was read and on his further motion, the yeas and nays were ordered:

YEAS—Messrs. Behen, Butler, Camper, Harrison, Lam-mot, McCullough, Paradee, Reilly, Williams, Mr. President Pro Tem—10.

NAYS—None.

NOT VOTING—Messrs. Covey, Hoey, Johnson, Melson—4.

ABSENT—Messrs. Pryor, Steen, Wilgus—3.

And so the amendment was adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Pryor, Steen, Wilgus—3.

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

On motion of Mr. Hoey, **SB 234**—"An Act to Amend An Act Entitled 'An Act Changing the Name of 'The Town of Milford', to 'The City of Milford' and Establishing a Charter Therefor', Being Chapter 162, Volume 37, Laws of Delaware,

as Amended," was taken up for consideration and read a time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Williams, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Camper, Pryor, Steen, Wilgus—4.

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

On motion of Mr. Hoey, **SB 235**—"An Act to Amend An Act Entitled "An Act Changing the Name of 'The Town of Milford', to 'The City of Milford' and Establishing a Charter Therefor", Being Chapter 162 of Volume 37, Laws of Delaware, as Amended, Relating to Floating Debt," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Steen and Wilgus—2.

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

On motion of Mr. Paradee, **HB 78** with **HA 1**—"An Act Authorizing the State Highway Department to Execute Trust Indentures With Trustees Authorizing the Creation of a War Memorial Fund and the Transfer and Allocation of Monies Thereto and Directing the State Highway Department to Construct a Memorial Adjacent to the Delaware Memorial Bridge to Commemorate the Supreme Sacrifice of the Residents of the State of Delaware and of the State of New Jersey Who Died While Serving in the Armed Forces of the United States During World War II and During the Korean Campaign and to Honor the Persons Who Lost Their Lives in the Construction of the Delaware Memorial Bridge," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Johnson, Steen, Wilgus—3.

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

On motion of Mr. Butler, **HB 56**—"An Act Directing and Requiring the State Highway Department to Remove a Sluice Gate, Including Its Foundation, in the Canal at or Near Slaughter Beach Canal Bridge, Earth or Dirt Removed to be Used for Parking Accommodations," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Butler introduced **SA 1**, which was read and on his further motion, the yeas and nays were ordered.

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Reilly, Williams, Mr. President Pro Tem—12.

NAYS—None.

ABSENT—Messrs. Covey, Johnson, Pryor, Steen, Wilgus—5.

And so the amendment was adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Reilly, Williams, Mr. President Pro Tem—12.

NAYS—None.

ABSENT—Messrs. Covey, Johnson, Pryor, Steen, Wilgus—5.

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

On motion of Mr. Butler, **HB 94**—"An Act to Amend Chapter 41, Title 21, Delaware Code, Relating to Motor Vehicles by Providing a Speed Limit in School Zones," 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. Butler, Camper, Lammot, McCullough, Reilly, Williams, Mr. President Pro Tem—7.

NAYS—Messrs. Behen, Harrison, Hoey, Melson, Paradee, Pryor—6.

ABSENT—Messrs. Coxey, Johnson, Steen, Wilgus—4.

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

Mr. Reilly changed his vote from yea to nay in order that he might move for reconsideration.

On motion of Mr. Butler, **HB 203**—"An Act Authorizing and Directing the State Highway Department to Install a

Traffic Control Light at the Intersection of State Route Number 10, and U. S. Route Number 13, at Camden, Kent County, Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Mr. President Pro Tem—11.

NAYS—Messrs. Melson and Williams—2.

ABSENT—Messrs. Coxey, Johnson, Steen, Wilgus—4.

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

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 56**—"Making an Appropriation for Telephone Service Charges and Toll Calls in Connection With the Work of the Senate of the 118th General Assembly of the State of Delaware."

BE IT RESOLVED, by the Senate, that the amount of One Hundred Thirty-six Dollars and Nineteen Cents (\$136.19) is hereby appropriated, to pay for telephone service charges, and toll calls in connection with the work of the Senate of the 118th Session of the General Assembly of the State of Delaware, which convened January 4, A. D., 1955, and that the State Treasurer be, and he is hereby authorized and directed to pay to the Diamond State Telephone Company the sum of One Hundred Thirty-six Dollars and Nineteen Cents (\$136.19) for telephone service charges according to the invoice No. 35975 dated April 1, 1955.

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 57**—"Authorizing the Payment of the Sum of \$49.50 to the Whelan's for Typewriter Repairs and Rental of Typewriters and Stands for One Month."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware, that the State Treasurer be and he hereby is authorized and directed to pay out of the General Fund to Whelan's the sum of \$49.50 to cover the cost of typewriter repairs as per invoice No. 64134 and rental on typewriters and stands for one month as per invoice No. 64140.

Mr. Camper introduced the following resolution, which on further motion by him was adopted: **SR 58**—"Authorizing the Payment of the Sum of \$380.00 to the Harrington Journal for the Engraving of Cards for Senators."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware, that the State Treasurer be and he hereby is authorized and directed to pay out of the General Fund unto The Harrington Journal the sum of \$380.00 to cover the cost of engraving cards for Senators.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 342**, 3 favorably, 2 on merits, **SB 346**, **SB 348**, by Executive; **SB 280**, 3 favorably, 2 on merits, **SB 281**, 3 favorably, 2 on merits, **SB 282**, 3 favorably, 2 on merits, **SB 283**, 3 favorably, 2 on merits, **SB 284**, 1 favorably, 4 on merits, **SB 288**, 2 favorably, 3 on merits, **SB 289**, 3 favorably, 2 on merits, **SB 301**, 3 favorably, 2 on merits, **SB 312**, 3 favorably, 2 on merits, **SB 323**, 3 favorably, 2 on merits, **SB 324**, 3 favorably, 2 on merits, **SB 325**, 3 favorably, 2 on merits, **SB 340**, 4 favorably, 1 on merits, **SB 341**, 1 favorably, 1 unfavorably, 3 on merits, by Judiciary; **SB 349**, 4 favorably, 1 on merits, by Education; **SB 258**, 3 favorably, 2 on merits, **SB 260**, 2 favorably, 3 on merits, by Finance; **SB 84**, 3 favorably, 2 on merits, by Public Health; **HB 149**, 3 favorably, 2 on merits, **HB 217**, 3 favorably, 2 on merits, **HB 77** with **HA 1**, 3 favorably, 2 on merits, by Judiciary.

The Chief Clerk of the House informed the Senate that the House had concurred in the following: **SB 55**, and that the House had passed and requested the concurrence of the Senate in the following: **HCR 18**, **HB 105**, **HB 107**, **HB 108**, **HB 127**, **HB 198**, **HB 257**, **HB 267**.

On motion of Mr. Lammot, the Senate adjourned until Monday, April 4, 1955, at 1:30 P. M.

57TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:42 P. M., on Monday, April 4, 1955. President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Mr. President Pro Tem—12.

Members absent—Messrs. Camper, Hoey, Steen, Williams—5.

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

Messrs. Camper, Harrison, Steen, Wilgus and Williams asked to be marked present.

The Chair presented **HCR 18**, which was read to the Senate:

HCR 18—"In Reference to a Joint Session to Hear the Commander-in-Chief of the V. F. W."

On motion of Mr. Lammot, **HCR 18** was adopted and ordered returned to the House.

Mr. Lammot moved that Senate Rule 9, Section 2, be suspended. Motion prevailed.

Mr. Lammot moved that for the remainder of the day Senate Bills be read first and second time by number only. Motion prevailed.

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

SB 400—"An Act to Amend Chapter 158, Volume 36 Laws of Delaware, as Amended, Relating to the City of Dover by Creating a Municipal Court for the City; Providing for the Appointment, Salaries and Payment of a Judge and Other Officers; Providing for the Powers, Duties and Jurisdiction; and Providing for Imprisonment of Offenders," by Behen; to Judiciary.

SB 401—"An Act to Amend Chapter 158, Volume 36 Laws of Delaware, as Amended, Pertaining to Alderman for the City of Dover," by Behen; to Municipal Corporations.

SB 402—"An Act to Amend Chapter 15, Title 10, of the Delaware Code Relating to the Court of Common Pleas for Kent County," by Behen; to Judiciary.

SB 403—"An Act to Amend Chapter 17, Title 14 of the Delaware Code Relating to the Allotment of Funds for School Operations on the Basis of Pupil Units," by McCullough and Camper; to Education.

SB 404—"An Act to Amend Chapter 83, Title 11, Delaware Code, in Regard to Pensions and Death Benefits for State Police," by Covey and Hoey; to Judiciary.

SB 405—"An Act to Amend Title 29, Delaware Code, by Adding a New Chapter Providing for Pensions for Members of the State Judiciary," by Covey and Hoey; to Judiciary.

SB 406—"An Act to Amend Chapter 51, Title 30 of the Delaware Code Relating to Motor Fuel Taxes by Providing for the Payment of a Certain Portion of the Motor Fuel Tax to the Mayor and Council of Wilmington for Use in Street Paving," by Lammot and Reilly; to Buildings and Highways.

SB 407—"An Act to Amend Title 29 of the Delaware Code by Creating the Board of Post Mortem Examiners and the Post of State Medical Examiner and Defining the Powers and Duties Thereof," by Lammot and Reilly; to Revised Statutes.

SB 408—"An Act to Authorize the Mayor and Council of Wilmington to Borrow and Issue Bonds of the City for the Purpose of Aiding the Wilmington Housing Authority as the Slum Clearance and Redevelopment Authority of Slum Clearance and Redevelopment Agency, or the Local Public Agency of the City of Wilmington, Delaware in Carrying Out Its Purposes and Functions Under 31 Del. C. c. 45, and to Further Enable the Mayor and Council of Wilmington to Comply With the Provisions of the Housing Act of 1949 as Amended and the Housing Act of 1954 as the Last Two Acts Have Been Approved by the Congress of the United States of America," by Lammot and Reilly; to Judiciary.

SB 409—"An Act to Amend Chapter 81, Title 10 of the Delaware Code Relating to Limitations Upon Actions for the

Recovery of Claims for Work, Labor or Personal Services," by Lammot and Reilly; to Labor.

SB 410—"An Act to Amend Title 11, 14 and 29, Delaware Code, by Creating a Public Employees' Retirement Department of the State of Delaware to Administer All the Retirement, Disability and Pension Laws of the State of Delaware, Providing for a Retirement Commission to Have Charge of Such Department, Defining the Powers and Duties of the Department and Commisison, Transferring Certain Administrative Functions and Duties Thereto, and Abolishing the Arbitration Committee and the Disability Commission," by Lammot, Reilly and McCullough; to Revised Statutes.

SB 411—"An Act to Transfer a Certain Tract of Public Land to Tide Water Associated Oil Company," by Lammot, Reilly and McCullough; to Public Lands.

SB 412—"An Act to Amend Title 18, Delaware Code, Relating to Accident and Sickness Insurance; to Add a New Chapter Entitled "Accident and Sickness Insurance" Providing for Accident and Sickness Policy Provisions, and to Amend and Repeal Sections in Conflict Therewith," by Lammot and Reilly; to Banking and Insurance.

SB 413—"An Act to Amend Title 14 of the Delaware Code by Abolishing the State Board of Education, Creating the Post of State Education Commissioner, and by Transferring All Powers and Duties of the Board to the Commissioner," by Hoey; to Education.

SB 414—"An Act to Amend Chapter 65, Title 29 of the Delaware Code Relating to Expenditures by State Agencies in Excess of Appropriations," by Hoey; to Finance.

SB 415—"An Act to Amend Chapter 55, Title 15 of the Delaware Code Relating to Absentee Voting," by Hoey; to Elections.

SB 416—"An Act to Amend Chapter 65, Title 29 of the Delaware Code by Requiring All Persons, Firms or Corporations Receiving Appropriations from the State to File a Financial Report," by Hoey; to Revised Statutes.

SB 417—"An Act to Amend Chapter 7, Title 7 of the Delaware Code Relating to Protection of Deer and Penalties for Violations of the Provisions Therefore," by Hoey; to Fish, Oysters and Game.

SB 418—"An Act to Amend Title 7, of the Delaware Code Relating to the Catching of Fish and Crabs in Waters Under the Jurisdiction of Delaware, by Prohibiting the Taking of Fish or Crabs in Certain Delaware Waters Including the Delaware Bay and the Delaware River by Means of Trawl-Nets, Drag-Nets, Fish or Crab Trawl or Any Type of Dredge, Trawl or Drag-Net, Operated from Any Power Vessel," by Hoey; to Fish, Oysters and Game.

SB 419—"An Act to Amend Title 16, Delaware Code, Entitled "Health and Safety" by Abolishing the Delaware Commission for the Feeble Minded and Transferring Its Func-

tions and Facilities of the State Board of Trustees of the Delaware State Hospital at Farnhurst," by Melson and Hoey; to Revised Statutes.

SB 420—"An Act to Appropriate Certain Funds to the State Highway Department in Order to Provide a Ten Per Cent Increase in Salaries for State Police Employees," by Reilly and Lammot; to Labor.

SB 421—"An Act to Amend Chapter 23, Title 10 of the Delaware Code Relating to Prothonotary," by McCullough; to Revised Statutes.

SB 422—"An Act to Amend Chapter 23, Title 31 of the Delaware Code Relating to the Definition of a Blind Person," by Reilly and Williams; to Revised Statutes.

SB 423—"An Act Appropriating Money to the Delaware Commission for the Blind for Direct Payments to the Needy Blind of the State of Delaware," by Reilly and Williams; to Public Health.

SB 424—"An Act to Prevent Insurance Companies from Asserting the Defense of Sovereignty Where Property of the State of Delaware or Any Political Subdivision Thereof is Insured," by McCullough; to Banking and Insurance.

SB 425—"An Act to Amend Title 29, Delaware Code, Entitled "State Government" in Regard to the Right of the General Assembly to Require Attendance and Production of Records and to Administer Oaths and Affirmations and Providing Penalties for Failure to Comply," by Hoey, Camper and Melson; to Judiciary.

SB 426—"An Act to Appropriate Certain Funds to the Trustees of the Hartly School District to Enable It to Build an Addition to the Hartly School," by Moore and Camper; to Education.

SB 427—"An Act Authorizing and Directing the State Highway Department to Install and Maintain a Stop or Caution Light in the Town of Hartly," by Moore and Camper; to Buildings and Highways.

SB 428—"An Act to Amend Chapter 96, Title 9, of the Delaware Code Relating to Fees Charged by the Recorder of Deeds in Kent and Sussex Counties," by Behen; to Judiciary.

SB 429—"An Act to Amend Chapter 3, Title 9 of the Delaware Code Relating to Levy Courts by Changing the Composition of Certain Levy Court Districts in Kent County," by Behen, Camper and Harrison; to Judiciary.

SB 430—"An Act to Amend Chapter 89, Title 10 of the Delaware Code Relating to Jurors and Witnesses," by Lammot and Reilly; to Judiciary.

SB 431—"An Act to Amend Chapter 25, Title 7 of the Delaware Code Relating to Crabs and Claims," by Paradee; to Fish, Oysters and Game.

SB 432—"An Act to Amend Chapter 19, Title 7 of the Delaware Code Relating to the Delaware Commission of Shell

Fisheries by Removing the Ban Against Authority Over Crabs," by Paradee; to Fish, Oysters and Game.

SB 433—"An Act to Amend Chapter 23, Title 7 of the Delaware Code Relating to Oysters by Regulating the Importing Thereof," by Paradee; to Fish, Oysters and Game.

SB 434—"An Act to Amend Chapter 25, Title 7 of the Delaware Code Relating to Crabs and Clams," by Paradee; to Fish, Oysters and Game.

SB 435—"An Act to Amend Chapter 25, Title 7 of the Delaware Code Relating to Crabs and Clams," by Paradee; to Fish, Oysters and Game.

SB 436—"An Act to Amend Chapter 83, Title 11 of the Delaware Code Relating to Eligibility of State Police Pensions," by Steen; to Labor.

SB 437—"An Act Appropriating Certain Moneys to the State Highway Department for the Purpose of Aiding and Assisting in the Control and Eradication of Mosquitoes," by Johnson; to Buildings and Highways.

SB 438—"An Act to Amend Title 19, Delaware Code, Entitled "Labor" by Providing for a Department of Labor, Outlining Its Powers and Duties; Abolishing the Labor Commission of Delaware, and Appropriating Funds," by Johnson; to Labor.

SB 439—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to the Power and Duty of the State Highway Department to Establish Minimum Rights-of-Way," by Moore and Johnson; to Buildings and Highways.

SB 440—"An Act Appropriating Money to the Delaware Commission for the Blind for the Education of Blind Children," by Reilly and Williams; to Finance.

SB 441—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to the State Highway Department," by Reilly; to Buildings and Highways.

SB 442—"An Act to Amend Chapter 1, Title 16 of the Delaware Code Relating to State Board of Health by Providing for Establishment of Optometric Clinics, and Providing for an Appropriation Therefore," by Lammot and Reilly; to Public Health.

SB 443—"An Act to Appropriate Certain Funds to the Delaware Commission of Shell Fisheries for the Payment of Salary Increases to Oyster Wardens," by Steen; to Fish, Oysters and Game.

SB 444—"An Act to Amend Chapter 83, Title 11 of the Delaware Code Relating to the Eligibility for Pensions of Dependents of the State Police," by Steen; to Labor.

SB 445—"An Act to Amend Title 26, Delaware Code, Entitled "Public Utilities" by Abolishing the Public Service Commission," by Steen; to Judiciary.

SB 446—"An Act Appropriating Certain Moneys to Harmonson Hardware Co., in Payment of the Claim of the Said

Harmonson Hardware Co., Against the State Highway Department for Damages Arising from the Repairing of Maryland Avenue in Wilmington in 1953," by Reilly; to Claims.

SB 447—"An Act to Amend Chapter 21, Title 24 of the Delaware Code Relating to the Definition of Optometry, the Board of Examiners of Optometrists, the Internship and the Filling of Prescriptions," by Reilly and Lammot; to Judiciary.

SB 448—"An Act to Amend Chapter 23, Title 19 of the Delaware Code Relating to Workmen's Compensation," by McCullough, Lammot and Reilly; to Labor.

SB 449—"An Act Appropriating Certain Money to the State Park Commission to Pay the Bill of Rodney H. Dann for Work at Pea Patch Island," by McCullough; to Accounts.

SB 450—"An Act to Regulate Professional Portrait Photographers," by McCullough; to Accounts.

SB 451—"An Act to Amend Chapter 13, Title 30 of the Delaware Code Relating to Inheritance Taxes," by McCullough (by request); to Accounts.

SB 452—"An Act to Appropriate Certain Funds to the Trustees of the Hockessin School District," by Williams; to Education.

SB 453—"An Act to Amend Chapter 35, Title 3 of the Delaware Code Relating to Egg Standards by Providing for the Grading of Eggs," by Pryor; to Miscellaneous.

SB 454—"An Act to Amend Chapter 17 Title 9 Delaware Code Relating to Employees Pensions in New Castle County," by Pryor; to Labor.

SB 455—"An Act to Amend Chapter 23, Title 30 of the Delaware Code Relating to the Occupational License Tax Upon Vending Machine Owners," by Behen, Moore and Hoey; to Judiciary.

SB 456—"An Act to Amend Chapter 42 Title 9 Delaware Code Relating to Indigent Sick in Kent County," by Behen; to Public Health.

SB 457—"An Act to Amend Chapter 11, Title 4 of the Delaware Code Relating to Seizure and Confiscation of Motor Vehicles for Violations of Laws Concerning Alcoholic Liquors," by Behen; to Judiciary.

SB 458—"An Act to Amend Chapter 97, Title 10 of the Delaware Code Relating to Costs in Proceedings Either Criminal or Civil Before a Justice of the Peace of This State," by Harrison; to Judiciary.

SB 459—"An Act to Amend Chapter 95, Title 10, Delaware Code, Relating to the Deposit for Costs in Civil Actions Brought Before a Justice of the Peace in This State," by Harrison; to Executive.

SB 460—"An Act to Amend Title 10, Delaware Code, Relating to Satisfaction of Judgments by Providing That a Deposit Made to Satisfy a Judgment of a Non-Resident Judgment Creditor May be Made in Any Bank or Trust Company

Doing Business in the County Where the Judgment is Docketed," by Moore; to Banking and Insurance.

SB 461—"An Act to Amend Title 9, Delaware Code, Relating to Clerks of the Peace by Providing That Amounts Due on Accounts of a Clerk of the Peace Shall be Deposited in One of the County Seat Offices of Any Bank or Trust Company Doing Business at His County Seat," by Moore; to Banking and Insurance.

SB 462—"An Act to Amend Title 10, Delaware Code, Relating to Condemnation by Providing That Under Special Circumstances a Condemnation Award May be Deposited in One of the County Seat Offices of Any Bank or Trust Company Doing Business at the County Seat of the County Wherein the Condemnation Proceedings Are Instituted," by Moore; to Banking and Insurance.

SB 463—"An Act to Amend Title 3, Delaware Code, Entitled "Agriculture" by Providing for the Licensing and Bonding of Commission Merchants and Others Dealing in Fruit and Vegetables and Providing Penalties," by Moore and Johnson; to Agriculture.

SB 464—"An Act to Amend Chapter 207 of Volume 17, Laws of Delaware, Entitled "An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington", as Amended, With Relation to the Department of Health (Formerly Board of Health), by Reconstituting Said Department of Health, Defining Its Powers, Authority and Jurisdiction, Conferring Upon It Sole and Exclusive Power to Enact Ordinances and Regulations Relating to Public Health and Sanitation, Setting Forth the Terms and Qualifications of Its Members; Providing for a Health Commissioner, and Defining His Qualifications, Duties and Powers," by Lammot; to Public Health.

SB 465—"An Act Authorizing and Directing the Department of Public Welfare to Sell the Property Located at 905-907 West Street in Wilmington, Delaware," by Lammot and Reilly; to Judiciary.

SB 466—"An Act to Amend Chapter 162, Volume 37 Laws of Delaware Relating to City Taxes Upon Farm Lands in the City of Milford, Delaware," by Hoey; to Public Lands.

SB 467—"An Act to Amend Chapter 3, Title 14 of the Delaware Code Relating to School Board Elections," by McCullough; to Education.

SB 468—"An Act to Amend Chapter 16, Title 9, Delaware Code, by Providing for an Increase in the Compensation of the Superintendent of the Public Building in Wilmington," by Williams; to Judiciary.

SB 469—"An Act to Amend Chapter 65, Volume 19, Laws of Delaware, Concerning St. Andrews Church, Wilmington, Delaware, by Removing the Upper Limitation of the Number of Vestrymen," by Williams; to Judiciary.

SB 470—"An Act Creating a Department of Labor and Industrial Relations for the State of Delaware Under the Supervision and Direction of a Commissioner, Transferring the Industrial Accident Board and the Unemployment Compensation Commission to Said Department, Abolishing the Labor Commission of Delaware and Transferring the Powers and Duties Thereof to Said Department, and Prescribing the Powers and Duties of Said Department, Its Commissioner and Divisions; Providing for Punishment for Violations and Enforcement," by McCullough and Pryor; to Labor.

Mr. Lammot moved that Senate Rule 3, Section 2, be suspended. Motion prevailed.

SB 471—"An Act to Authorize the Mayor and Council of Wilmington to Provide for the Planning, Acquisition, Purchase, Construction, Reconstruction, Improvement, Betterment, Extension, Operation, and Maintenance of Revenue-Producing Undertakings for the Improvement of the Water Front and to Increase the Harbor Terminal and Shipping Facilities of the City of Wilmington; Authorizing and Regulating the Issuance of Bonds for Financing Such Undertakings; Providing for the Payment of Such Bonds and the Rights of the Holders Thereof," by Lammot, Reilly and McCullough; to Buildings and Highways.

SB 472—"An Act to Amend Chapter 3, Title 17 of the Delaware Code Entitled "The Delaware Memorial Bridge" by Reorganizing and Reconstituting the Delaware Memorial Bridge Division of the State Highway Department as the Delaware Interstate Highway Division; by Authorizing Said Division to Issue Revenue Bonds to Finance the Construction and Reconstruction of Highways in the Interstate System, Including Express Highways, for the Construction of Toll Crossings Over and Under the Delaware River, and for Refunding Purposes; and by Vesting in the Delaware Interstate Highway Division the Maintenance, Repair and Operation of the Delaware Memorial Bridge," by Lammot, Reilly and McCullough; to Buildings and Highways.

SB 473—"An Act to Amend Title 21 of the Delaware Code by Providing for Antique Automobile Licensing," by Lammot; to Executive.

SB 474—"An Act to Prescribe Minimum Wages for Certain Employees, to Provide for the Further Determination and Establishment of Certain Minimum Wages and Supporting Standards by Occupation and to Provide for Enforcement of Such Violations," by Reilly, Lammot and McCullough; to Labor.

SB 475—"An Act to Amend Chapter 21, Title 21 of the Delaware Code Relating to Registration of Vehicles," by Moore; to Miscellaneous.

SB 476—"An Act to Appropriate Certain Monies to the Board of Parole for the Purpose of Defraying the Costs of Additional Expenses and Salaries," by Moore; to Judiciary.

SB 477—"An Act to Amend Chapter 42, Title 9, Delaware Code, Relating to Indigent Sick in Kent County," by Moore; to Public Health.

SB 478—"An Act to Amend Chapter 1, Title 16 of the Delaware Code by Exempting Barber Shops in Kent and Sussex Counties from Regulation by the State Board of Health," by Moore; to Public Health.

SB 479—"An Act to Amend Chapter 77, Title 11, Delaware Code by Providing for an Allowance for Office Rent and for a Secretary of the Board of Parole," by Moore; to Executive.

SB 480—"An Act to Amend Chapter 5, Title 28 of the Delaware Code by Abolishing the Present Delaware Harness Racing Commission and Creating a New Delaware Harness Racing Commission," by Camper; to Judiciary.

SB 481—"An Act to Amend Chapter 162, Volume 37 of the Laws of Delaware by Granting Jurisdiction to the Justice of the Peace Residing in Cedar Creek Hundred, to Act in Relation to Municipal Elections in the City of Milford, Delaware," by Hoey; to Elections.

SB 482—"An Act to Repeal Section 8107, Title 9, Chapter 81 of the Delaware Code Relating to Taxation by Municipal Corporations of Public Lands in Sussex County Held in Trust," by Hoey; to Public Lands.

SB 483—"An Act to Amend Title 11 of the Delaware Code Entitled "Crimes and Criminal Procedure" by Abolishing Capital Punishment," by Melson, Harrison, Paradee, Hoey and Lammot; to Judiciary.

SB 484—"An Act to Amend Title 13, Delaware Code, by Establishing the Measure or Proof of Marriage and Paternity; by Prohibiting a Wife to Testify as to Non-Access of Her Husband; by Making Husband and Wife Compellable Witnesses Against Each Other; by Determining the Measure of Proof of Willful Desertion, Neglect or Refusal to Support of a Wife or Child," by Melson; to Judiciary.

SB 485—"An Act to Amend Chapter 21, Title 14 of the Delaware Code Relating to Ballots Used in Special Elections to Authorize School Bonds," by McCullough and Reilly; to Elections.

SB 486—"An Act to Amend Chapter 19, Title 14 of the Delaware Code Relating to the Number of Persons Required in Order to Demand a School Election," by McCullough and Reilly; to Education.

SB 487—"An Act to Create a Department of Repairs and Replacements for School Buildings and Grounds; Appointing a Supervisor to Head the Department; Transferring Certain Unexpended Funds to That Department; Providing for Assistants and Secretary; Defining Certain Duties," by McCullough and Reilly; to Education.

SB 488—"An Act to Amend Chapter 41, Title 14 of the Delaware Code Relating to General Regulatory Provisions for Schools," by McCullough and Reilly; to Education.

SB 489—"An Act to Amend Chapter 5, Title 7 of the Delaware Code Relating to Deer Hunting Licenses," by Paradee; to Fish, Oysters and Game.

SB 490—"An Act to Amend Chapter 50, Title 10 of the Delaware Code Relating to Executions," by Moore; to Judiciary.

SB 491—"An Act to Provide a Copy of the Delaware Code to United States Senators and the United States Representative from the State of Delaware," by Behen; to Claims.

The following bills and resolution were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 376**, 3 favorably, 1 on merits, by Accounts; **SCR 8**, 3 favorably, 1 on merits, by Judiciary; **HB 247**, **HB 202** with **HA 1**, **HB 183**, **HB 291**, 4 on merits, **HB 226**, **HB 160**, **HB 36**, by Revised Statutes.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following: **HCR 20**.

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 37—"An Act to Amend Chapter 17, Title 9, Delaware Code, Relating to Employees' Pensions; Retirement Pension Benefits; Disability Pension Benefits; Employees Receiving Compensation from New Castle County and City of Wilmington; Pension Benefits," to Revised Statutes.

HB 38—"An Act to Amend Chapter 230, Volume 49, Laws of Delaware, as Amended, Entitled "City of Wilmington Employees' Retirement Act"; Pension Benefits," to Revised Statutes.

HB 224—"An Act Appropriating Money to the State Highway Department for the Purpose of Repairing and Maintaining Certain Public Works," to Finance.

HB 105—"An Act to Amend Chapter 140, Volume 48, Laws of Delaware, by Permitting Certain Funds to be Used for Additions to the Department of Public Welfare Facilities in Kent County," to Public Health.

HB 235—"An Act to Amend Chapter 59, Title 11, Delaware Code, Relating to Justices of the Peace, by Requiring Notice of the Right to be Tried in the Court of Common Pleas in Sussex County as Well as New Castle and Kent Counties," to Judiciary.

HB 267—"An Act to Amend Title 14, Delaware Code, Entitled "Education" by Providing for Distribution of Law and Chancery Reports," to Judiciary.

HB 257—"An Act to Amend Chapter 3, Title 11, Delaware Code, Relating to Trespassing With Intent to Peer or Peep Into a Window or Door of Another; Providing Penalty Therefor," to Judiciary.

HB 198—"An Act to Amend Chapter 9, Title 10, Delaware Code, in Regard to the Family Court of New Castle County," to Judiciary.

HB 127—"An Act Authorizing the Governor to Enter Into a Compact on Behalf of the State of Delaware With Certain Other States for the Effective Prevention and Control of Forest Fires and for Mutual Aid in Fighting Forest Fires," to Judiciary.

HB 174—"An Act Amend Chapter 83, Title 11, Delaware Code, Relating to Eligibility for State Police Pensions by Providing for a Minimum Monthly Payment," to Revised Statutes.

HB 108—"An Act to Amend Chapter 5, Title 13, Delaware Code, by Abolishing the Provision Dealing With Liability for Support of Grandparents and Grandchildren and by Adding a Provision Imposing Liability for Support on Spouses," to Miscellaneous.

HB 107—"An Act to Amend Title 31, Delaware Code, Entitled "Welfare" in Regard to the Bringing or Sending of Non-Resident Children Into the State," to Judiciary.

Messrs. Reilly and Lammot introduced the following concurrent resolution, which was assigned to the Judiciary Committee: **SCR 8**—"Recognition of the Eastern Orthodox Church as a Major Faith in Delaware."

WHEREAS, the Eastern Orthodox Church is a major faith in the State of Delaware; and

WHEREAS, the said Eastern Orthodox Church is not generally included among the religious confessions of the State of Delaware; and

WHEREAS, it is the desire of the General Assembly to properly recognize the Eastern Orthodox Church as another major faith; and

WHEREAS, it is desired hereby to also express approval of such an Act as evidenced by the United States Senate Bill No. S. 3872 as introduced in the 83rd Congress on August 16, 1954,

NOW, THEREFORE

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware, the House of Representatives concurring therein as follows:

1. That the Eastern Orthodox Church be recognized as a major faith in the State of Delaware; and

2. That it be included among the religious confessions of this State; and

3. That the forms and official papers of the State, and local government units which refer to the major faiths and

now limit same to Protestants, Catholics and Jews, be changed to: Protestants, Catholics, Jews and Eastern Orthodox; and

BE IT FURTHER RESOLVED that all media of communication and individuals are hereby requested to include the Eastern Orthodox Church when referring to the major faiths; and

BE IT FURTHER RESOLVED that the text of this resolution be spread upon the Journals of both Houses of the 118th General Assembly and that copies hereof be sent to the members of the Congressional delegation from the State of Delaware.

Requests that the following be stricken from the calendar were granted to members as follows: SB 172, SB 175, by Reilly; SB 355, by Lammot.

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

Senate met at expiration of recess at 4:02 P. M.

Mr. Reilly requested that SB 382 be shown as co-sponsored with Mr. Williams. Without objection, it was so ordered.

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

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

JOINT SESSION

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

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

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

The Chair appointed Messrs. Reilly and Covey from the Senate and Messrs. Macklin and T. S. Johnson from the House as a committee to escort the Governor and Justice Merton B. Tice, Commander-in-Chief, Veterans of Foreign Wars of U. S. A.

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

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

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

On motion of Mr. Lammot, the Senate recessed until 7:00 P. M.

Senate met at expiration of recess at 7:55 P. M.

On motion of Mr. Lammot, the Senate adjourned until 2:00 P. M., Tuesday, April 5, 1955.

58TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 2:13 P. M., on Tuesday, April 5, 1955, President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

Member absent—Mr. Hoey—1.

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

Mr. Hoey asked to be marked present.

Mr. Reilly asked that **HCR 20** be considered.

On motion of Mr. Reilly, **HCR 20**—"Expressing the Sympathy of the General Assembly to the Honorable Elbert N. Carvel, Former Governor of Delaware, Upon His Illness," was taken up for consideration and read, and on further motion by him, was adopted and ordered returned to the House.

On motion of Mr. Reilly, **HB 97**—"An Act to Amend An Act Entitled, "An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown", Being Chapter 166, Volume 43, Laws of Delaware, as Amended, by Increasing the Limitation Upon Borrowing for Current Expenses," was reconsidered in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Hoey—1.

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

The following bills and resolutions were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 436**, 4 favorably, 1 on merits, **SB 444**, 4 favorably, 1 on merits, by Labor; **SB 473**, by Executive; **SB 402**, 3 favorably, 2 on merits, **SB 400**, **SB 425**, 3 favorably, 2 on merits, **SB 428**, 3 favorably, 2 on merits, **SB 429**, 3 favorably, 2 on merits, **SB 430**, 3 favor-

ably, 2 on merits, by Judiciary; **SB 401**, by Municipal Corporations; **SB 449**, 2 favorably, 2 on merits, **SB 451**, 1 favorably, 4 on merits, **SB 450**, by Accounts; **SB 403**, **SB 467**, **SB 486**, 4 favorably, 1 on merits, **SB 487**, 4 favorably, 1 on merits, **SB 488**, 4 favorably, 1 on merits, by Education; **HB 198**, by Judiciary; **HJR 3**, 2 favorably, 1 unfavorably, 2 on merits, **HCR 16**, **HCR 17**, **HCR 19**, by Miscellaneous; **HB 258** with **HA 1**, 4 favorably, 1 on merits, **HB 285**, by Municipal Corporations.

On motion of Mr. Reilly, **SB 214**—"An Act to Amend Title 24, Delaware Code of 1953 by Providing for a State Licensing Board for General Building Contractors," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Reilly moved that **SB 214** be tabled. Motion prevailed.

On motion of Mr. Reilly, **SB 277**—"An Act to Amend Chapter 55, Title 29 of the Delaware Code by Increasing the Compulsory Retirement Age of Covered Employees of the State of Delaware," was taken up for consideration and read a third time in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Reilly, **SB 282**—"An Act to Amend Chapter 3, Title 11 of the Delaware Code by Increasing the Fine and Penalty for Sounding a False Fire Alarm," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Reilly, **SB 384**—"An Act to Amend Chapter 67, Title 11 of the Delaware Code Relating to the New Castle County Workhouse, by Providing for the Sale or Lease of Property and Disposition of Proceeds," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

NOT VOTING—Messrs. Hoey and Pryor—2.

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

On motion of Mr. Reilly, **SB 288**—"An Act to Amend Chapter 17, Title of the Delaware Code Relating to Employees Pensions Affecting the City of Wilmington and New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. McCullough, **SB 291**—"An Act to Amend Chapter 55 Title 29 of the Delaware Code Relating to Eligibility and Benefits Based Upon Military Service of Certain School Employees and Employers of the Department of Public Instruction in the State Employees Pension Plan," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. McCullough introduced **SA 1**, which was read and on his further motion the yeas and nays were ordered.

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

And so the amendment was adopted.

On motion of Mr. McCullough, the privilege of the floor was granted to Mr. Roul.

On motion of Mr. McCullough, **SB 291** with **SA 1** was deferred.

On motion of Mr. Behen, **SB 111**—"An Act Authorizing the Levy Court of Kent County to Borrow on the Credit of the County a Sum of Money Not Exceeding Three Hundred and Seventy-Five Thousand Dollars to be Expended for Acquiring Additional Lands to be Used for the Purpose of Building an Addition or Additions to the Kent County Court House, and for Making Such Alterations and Repairs to the

Existing Court House as the Levy Court Shall Deem Necessary and Expedient," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Behen introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

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

On motion of Mr. McCullough, SB 349—"An Act to Appropriate Funds to the University of Delaware for the Purpose of Establishing Scholarships at the University of Delaware to be Awarded to Students Desirous of Entering the Teaching Profession," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

On motion of Mr. McCullough, SB 349 was deferred.

On motion of Mr. Lammot, the Senate recessed at call of Chair.

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

Mr. Camper requested that SB 475 be corrected to show sponsors to be Moore and Camper.

On motion of Mr. McCullough, SB 349—"An Act to Appropriate Funds to the University of Delaware for the Purpose of Establishing Scholarships at the University of Delaware to be Awarded to Students Desirous of Entering the Teaching Profession," was again brought up for final action.

On motion of Mr. McCullough, the privilege of the floor was granted to Mr. Russell, Senate Attorney.

Mr. McCullough introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Johnson, Steen, Wilgus—3.

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

On motion of Mr. McCullough, SB 291 with SA 1—"An Act to Amend Chapter 55 Title 29 of the Delaware Code Relating to Eligibility and Benefits Based Upon Military Service of Certain School Employees and Employers of the Department of Public Instruction in the State Employees Pension Plan," was again taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. McCullough introduced SA 2, which was read and on his further motion adopted.

On motion of Mr. McCullough, SB 291 with SA 1 and SA 2 was deferred.

On motion of Mr. Reilly, SB 214—"An Act to Amend Title 24, Delaware Code of 1953 by Providing for a State Licensing Board for General Building Contractors," was taken from the table for final consideration.

Mr. Reilly introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Johnson, Steen, Wilgus—3.

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

On motion of Mr. McCullough, SB 291 with SA 1 and SA 2—"An Act to Amend Chapter 55 Title 29 of the Delaware Code Relating to Eligibility and Benefits Based Upon Military Service of Certain School Employees and Employers of the Department of Public Instruction in the State Employees Pension Plan," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On Motion of Mr. McCullough, SA 2 to SB 291 was stricken.

Mr. McCullough introduced SA 3, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Steen and Wilgus—2.

So the question was decided in the affirmative and the bill as amended having received the required constitutional

majority passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Reilly, **SCR 8**—"Recognition of the Eastern Orthodox Church as a Major Faith in Delaware," was taken up for consideration and read in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Steen and Wilgus—2.

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

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 59**—"Making an Appropriation for Telephone Service Charges and Toll Calls in Connection With the Work of the Senate of the 118th General Assembly of the State of Delaware."

BE IT RESOLVED, by the Senate, that the amount of Eighty-eight Dollars and Ninety-five Cents (\$88.95) is hereby appropriated, to pay for telephone service charges, and toll calls in connection with the work of the Senate of the 118th Session of the General Assembly of the State of Delaware, and that the State Treasurer be, and he is hereby authorized and directed to pay to the Diamond State Telephone Company the sum of Eighty-eight Dollars and Ninety-five Cents (\$88.95) for telephone service charges according to the statements dated March 11, 1955.

On motion of Mr. Lammot, the Senate adjourned until Wednesday, April 6, 1955, at 1:30 P. M.

59TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Wednesday, April 6, 1955, President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Camper, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Steen, Wilgus, Williams, Mr. President Pro Tem—11.

Members absent—Messrs. Behen, Butler, Covey, Hoey, McCullough, Reilly—6.

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

Messrs. Behen, Covey, Hoey, McCullough and Reilly asked to be marked present.

Mr. Williams presented a class from the Friends School of Wilmington, who were visitors in the Senate.

Mr. McCullough presented the resignation of Mr. Albert McCullough as Sergeant-at-Arms, which on his further motion was accepted.

April 5, 1955

The Senate of the 118th General Assembly, State of Delaware
Dover, Delaware

Gentlemen:

I hereby submit my resignation from the office of Sergeant-at-Arms of the Senate of the 118th General Assembly of the State of Delaware, effective immediately.

Respectfully submitted,

A. L. McCULLOUGH

Mr. McCullough introduced the following resolution, which on further motion by him was adopted: **SR 60**—"In Reference to Acceptance of a Resignation of an Officer of the Senate and the Election of His Replacement."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that the resignation of Albert L. McCullough dated April 5, 1955 from the office of Sergeant-at-Arms to which he was previously elected is hereby accepted and William J. Tubbs is hereby elected to that office in his place beginning April 6, 1955 to served uring the pleasure of the Senate.

Mr. William J. Tubb was sworn into office by the President Pro Tem of the Senate.

ILLUSTRATION OF EMPLOYEE'S OATH

The State of Delaware, County of Kent, ss.

I, William J. Tubbs, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Sergeant-at-Arms for the Senate in the General Assembly of the State, according to the best of my ability.

WILLIAM J. TUBBS

Sworn and subscribed to this 6th day of April, A. D. 1955.

CHAS. G. MOORE

President Pro Tem of the Senate

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 15**, **SB 16**, **SB 17**, **SB 161**, and that the House had passed and requested the concurrence of the Senate in the following bill, which were presented by the

Chair, given first and second readings, by title only, and referred to committees as follows:

HB 164 with **HA 1**—"An Act to Amend Title 21, Delaware Code, Entitled "Motor Vehicles" by Providing for a Deputy Director of Safety Responsibility and Such Clerical Help as is Necessary," to Miscellaneous.

HB 241—"An Act to Amend Chapter 23, Title 11, Delaware Code, Entitled "Search and Seizure", by Eliminating the Exclusive Jurisdiction of Superior Court Judges to Order the Return or Suppression of Things Illegally Seized," to Judiciary.

HB 248—"An Act to Amend Title 10, Delaware Code, by Providing That Terms of Superior Court Shall be Fixed by Rule of Court," to Judiciary.

On motion of Mr. Behen, **SB 324**—"An Act to Amend Chapter 23, Title 12, of the Delaware Code, Relating to Widow's Allowance," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Cover, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Butler and Pryor—2.

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

On motion of Mr. Harrison, **SB 323**—"An Act to Amend Chapter 21, Title 12 of the Delaware Code, Relating to Limitations of Claims Against Estates," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Butler, Johnson, Pryor—3.

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

On motion of Mr. Lammot, **SB 473**—"An Act to Amend Title 21 of the Delaware Code by Providing for Antique Automobile Licensing," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Cover, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Butler and Pryor—2.

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

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 479**, **SB 224**, by Executive; **SB 416**, **HB 307**, 3 favorably, 1 on merits, **HB 38**, **HB 249**, **HB 37**, **HB 174**, 4 favorably, 1 on merits, by Revised Statutes, **SB 356**, **SB 357**, by Banking and Insurance; **SB 426**, 2 favorably, 3 on merits, **SB 375**, 3 favorably, on on merits, by Education.

On motion of Mr. Lammot, the Senate recessed at call of Chair.

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

On motion of Mr. Paradee, **HB 198**—"An Act to Amend Chapter 9, Title 10, Delaware Code, in Regard to the Family Court of New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 61**—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 118th General Assembly."

BE IT RESOLVED, by the Senate of the 118th General Assembly of the State of Delaware, that the following amounts be and the same are hereby appropriated out of any money in the General Fund of the State Treasury for the payment of certain expenses connected with the present Session of the 118th General Assembly of the State of Delaware for the period beginning on the 31st Legislative Day and extending up to and including the 60th Legislative Day which said expenses are hereby declared to be proper and reasonable expenses actually incurred by the President and by the respective members of the Senate for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover, and in returning from Dover to their re-

spective homes, in the performance of their duties as President and Members of the Senate, during the present Legislative Session thereof, and the Auditor of Accounts is hereby authorized and fully empowered and directed to approve and properly execute warrants for, and the State Treasurer is hereby authorized and fully empowered and directed to pay to the President and the respective members of the Senate hereinafter named, the respective amounts set opposite their respective names, viz:

John W. Rollins	\$255.00
John E. Reilly	340.00
Eugene Lammot	390.00
Elwood Frank Melson, Jr.	430.00
Wilmer F. Williams	270.00
Calvin R. McCullough	352.00
John R. Butler	210.00
Walter J. Hoey	190.00
William B. Behen	159.70
Charles G. Moore	155.00
S. W. Harrison	88.50
Jehu F. Camper	190.00
Clifford Pryor	108.00
William C. Paradee	95.00
William O. Covey	300.00
Curtis W. Steen	300.00
Robert E. Wilgus	327.00
Thomas L. Johnson	264.00

On motion of Mr. Hoey, **HB 57**—"An Act Appropriating Money to Certain Fire Companies in the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 58**—"An Act Appropriating Money to the Disabled American Veterans in Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 66**—"An Act Appropriating Certain Money to Palmer Home, Incorporated," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 73**—"An Act Appropriating Money to American Legion, Sussex Post Number 8, in Sussex County, With Which to Operate and Maintain an 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. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 74**—"An Act Appropriating Money to the American Legion, Department of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 76**—"An Act Appropriating Money to the Delaware Society for the Prevention of Cruelty

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

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 86**—"An Act Appropriating Money to Certain Fire Companies in the State of Delaware Which Maintain and Operate a Rescue Truck," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 95**—"An Act Appropriating Money to the Veterans of Foreign Wars, Department of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 96**—"An Act Making Appropriations to the American Legion, Department of Delaware, for the Furnishing of Services to Veterans and Their Dependents," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Paradee, **HB 139**—"An Act to Amend Section 2710 (a.), Title 10, Delaware Code, by Increasing the Term of Office of Constables, Appointed by the Levy Courts," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Hoey, **HB 126**—"An Act Making an Appropriation to the State Board of Education to Provide for the Payment of Costs and Expenses of Transportation of School Pupils Over and Above the Present Appropriations Available to the State Board of Education for Such Purposes," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Butler—1.

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

On motion of Mr. Pryor, **SB 51**—"An Act to Amend Section 4 of Article 2 of the Constitution of the State of Delaware Relating to the Time of Meetings of the General Assembly," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, **SB 51** was tabled.

On motion of Mr. Pryor, **SB 50**—"An Act to Amend Section 15 of Article 2 of the Constitution of the State of Delaware Relating to Cost of Operation of the General Assembly," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Pryor introduced **SA 1**, which was read and on his further motion adopted.

On motion of Mr. Lammot, **SB 51** with **SA 1**, was tabled.

Requests that the following be recommitted were granted to members as follows: **SB 41, SB 42, SB 43, SB 44**, by Pryor; **SB 225**, by Lammot.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 307**, 2 favorably, 3 on merits, by Finance; **SB 464**, 1 favorably, 4 on merits, **SB 478**, 1 favorably, 4 on merits, by Public Health; **SB 443, SB 298**, 2 favorably, 2 on merits, **SB 297, SB 216**, 3 favorably, 1 on merits, **SB 353**, 2 favorably, 2 on merits, by Fish, Oysters and Game; **SB 475, SB 308**, 1 favorably, 3 unfavorable, by Miscellaneous; **SB 300**, 3 favorably, 2 on merits, by Education; **HB 184, HB 188**, by Labor.

On motion of Mr. Lammot, the Senate adjourned until Thursday, April 7, 1955, at 2:00 P. M.

60TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 2:00 P. M., on Thursday, April 7, 1955, President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Butler, Harrison, Hoey, Lammot, McCullough, Melson, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—11.

Members absent—Messrs. Behen, Camper, Covey, Johnson, Paradee, Pryor—6.

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

Messrs. Behen, Camper, Covey, Johnson, Paradee, and Pryor asked to be marked present.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 7, SB 57**, and that the House had passed and requested the concurrence of the Senate in the following bills: **HB 182, HB 192, HB 214, HB 266**.

On motion of Mr. Lammot, Senate Rule 36 was suspended.

Communications: Two, one a telegram about Teachers Salaries; one about desirability of retaining Fire Marshal's Office; one about **SB 345**; one read in its entirety, which was directed by the Chair that it be filed with the Journal.

Laurel, Del., April 5, 1955

To His Excellency, the Governor of the State of Delaware, and
To All Members of the One Hundred Eighteenth General
Assembly:

I have served for ten years as a member of the Commission for the Feeble-minded, and am presently the Commission Chairman. My term expires in May, and as I retire from this

post, many disappointing aspects of the Institution's operation compel me to go on record as to some ways in which I think it might be improved:

1. The Commission is too large. It should have about five members, of whom not more than two would be professional men, and not more than three members would be from the same political party. The terms should be so staggered as to allow a minimum of dislocation upon change of administration. Commissioners should be dropped, however, for failure to attend meetings.

2. The farm eats up large sums of money which should be used for the children. The report shows that for farm labor alone last year the agency spent \$35,000.00! And, in addition, twenty-seven of the children were worked to some extent on the farm; and they, of course, received no pay. It is a financial flop and is the cause of constant criticism and suspicion of dishonesty. Moreover, hardly any administrators of an Institution of this kind also happen to be farmers. The farm cannot be sold because it surrounds and separates the buildings of the Institution. I think it should be loaned to the University of Delaware Extension Service as an experimental farm or leased to some good farmer. A very small farming operation for instructional purposes might be valuable, but not the thing we have.

3. The garage which is maintained for repair of farm implements could very easily be converted into a shop for vocational training. Many of the children would benefit from such training, and so few things of that kind are presently offered.

4. Employees should not be freely allowed to live at the Institution with their families, but should only be allowed to do so where it is necessary for the supervision and training of the children.

5. Even if the waste connected with the farm and the support of employees' families were eliminated, the School would still need much more money than it has ever had.

Respectfully,

NAN FOOKS CAMPBELL

Request that the following be stricken from the calendar was granted to member as follows: **SB 315**, by Steen.

The President announced he was about to sign: **HB 97**.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 350**, by Executive; **SB 451**, **SB 454**, 4 favorably, 1 on merits, **SB 487**, **SB 471**, **SB 472**, by Buildings and Highways; **SB 405**, **SB 447**, 5 on merits, **SB 457**, 3 favorably, 2 on merits, **SB 458**, 3 favorably, 2 on merits, **SB 465**, 5 on merits, **SB 468**, 5 on merits, **SB 483**, by Judiciary; **SB 328**, 3 favorably, 2 on merits, **SB 329**, 3 favorably, 2 on merits; **SB 330**, 3 favorably, 2 on merits, **SB 331**, 3 favorably, 2 on merits; **SB 332**, 3 favorably, 2 on merits, **SB 333**, 3 favorably,

2 on merits; **SB 334**, 3 favorably, 2 on merits, **SB 335**, 3 favorably, 2 on merits, **SB 336**, 3 favorably, 2 on merits; **SB 337**, 3 favorably, 2 on merits, **SB 338**, 3 favorably, 2 on merits, **SB 339**, 3 favorably, 2 on merits, by Elections.

On motion of Mr. Reilly, **SB 243**—"An Act to Amend Title 19, Delaware Code, Relating to Unemployment Compensation: to Modify Definition of "Employer", to Change Definition of "Employing Unit", to Define "Work", to Provide Benefits in Case of Illness or Disability Under Certain Conditions, to Change Certain Disqualifications for Benefits, to Change Provisions Relating to Variations from the Standard Tax Rate, to Provide for Order of Crediting Employer Contribution Payments and to Provide for Jeopardy Assessments," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Rosebrow was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Covey—1.

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

On motion of Mr. Lammot, **SB 249**—"An Act to Amend Chapter 23, Title 9, of the Delaware Code Relating to the Qualifications of Voters for Elections in Sanitary Sewer Districts," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, Mr. Klingmeyer was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, **SB 250**—"An Act to Amend Chapter 6, Title 9 of the Delaware Code Relating to Petition of Freeholders to the Levy Court With Respect to a Proposed Suburban Park Community," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, SB 251—"An Act to Amend Chapter 26, Title 9 of the Delaware Code Concerning the List of Non-Conforming Uses Related to Zoning in New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, SB 252—"An Act to Amend Chapter 83, Title 16 of the Delaware Code Relating to the Promulgation of the Building Code in New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, SB 253—"An Act to Amend Chapter 15, Title 9 of the Delaware Code Relating to the Powers and Duties of the Levy Court of New Castle County," 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. Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Behen—1.

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

On motion of Mr. Hoey, **SB 425**—"An Act to Amend Title 29, Delaware Code, Entitled "State Government" in Regard to the Right of the General Assembly to Require Attendance and Production of Records and to Administer Oaths and Affirmations and Providing Penalties for Failure to Comply," 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. Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Behen—1.

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

On motion of Mr. Steen, **SB 436**—"An Act to Amend Chapter 83, Title 11 of the Delaware Code Relating to Eligibility of State Police for Pensions," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

on motion of Mr. Hoey, **SB 444**—"An Act to Amend Chapter 83, Title 11 of the Delaware Code Relating to the Eligibility for Pensions of Dependents of the State Police," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. McCullough, **SB 449**—"An Act Appropriating Certain Money to the State Park Commission to Pay the Bill of Rodney H. Dann for Work at Pea Patch

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

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, SB 464—"An Act to Amend Chapter 207 of Volume 17, Laws of Delaware, Entitled "An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington", as Amended, With Relation to the Department of Health (Formerly Board of Health), by Reconstituting Said Department of Health, Defining Its Powers, Authority and Jurisdiction, Conferring Upon It Sole and Exclusive Power to Enact Ordinances and Regulations Relating to Public Health and Sanitation, Setting Forth the Terms and Qualifications of Its Members, Providing for a Health Commissioner, and Defining His Qualifications, Duties and Powers," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

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

On motion of Mr. Moore, SB 478—"An Act to Amend Chapter 1, Title 16 of the Delaware Code by Exempting Barber Shops in Kent and Sussex Counties from Regulation by the State Board of Health," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Moore, Mr. Robert Wahl was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Wilgus, Mr. President Pro Tem—15.

NAYS—Mr. Williams—1.

ABSENT—Mr. Pryor—1.

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

On motion of Mr. McCullough, SB 467—"An Act to Amend Chapter 3, Title 14 of the Delaware Code Relating to School Board 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 pass the Senate?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mrs. Johnson—1.

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

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

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

Mr. Camper introduced the following resolution, which on further motion by him was adopted: SR 62—"Authorizing the Payment of the Sum of Nineteen Hundred Sixty-Nine Dollars and Ninety-Two Cents (\$1,969.92) for Printing of Calendars."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that the State Treasurer be and he is hereby authorized and directed to pay out of the General Fund unto Milford Chronicle Publishing Company, Milford, Delaware, the sum of Nineteen Hundred Sixty-nine Dollars and Ninety-two Cents (\$1969.92) to cover cost of printing Daily Calendars in accordance with the following statement:

To Printing Daily Calendars for 1955 Session—

400 copies each day

52nd Legislative Day—40 pages @ \$4.32 per page...	\$172.80
53rd Legislative Day—42 pages @ \$4.32 per page...	181.44
54th Legislative Day—42 pages @ \$4.32 per page...	181.44
55th Legislative Day—44 pages @ \$4.32 per page...	190.08
56th Legislative Day—46 pages @ \$4.32 per page...	198.72
57th Legislative Day—52 pages @ \$4.32 per page...	224.64
58th Legislative Day—62 pages @ \$4.32 per page...	267.84
59th Legislative Day—64 pages @ \$4.32 per page...	276.48
60th Legislative Day—64 pages @ \$4.32 per page...	276.48

Total for printing calendars from 52nd Legislative

Day to 60th Legislative Day inclusive.....\$1,969.92

The President announced he was about to sign: SCR 7, SB 15, SB 16, SB 17, SV 55, SB 56, SB 161.

On motion of Mr. McCullough, **HB 71**—"An Act to Amend Title 14, Delaware Code, by Adding Thereto a New Chapter Entitled "Procedures for the Termination of Services of Professional Employees", and by Repealing Certain Provisions of Title 14," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Behen, Mr. George M. Peck was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Lammot, McCullough, Melson, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—11.

NAYS—Messrs. Covey, Harrison, Hoey, Paradee—4.

NOT VOTING—Mr. Camper—1.

ABSENT—Mr. Johnson—1.

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

On motion of Mr. Behen, **HB 258** with **HA 1**—"An Act to Amend the Charter of The City of Wilmington as Amended by Changing the Term of Office of the Mayor and Other Elected City Officers, by Reconstituting Council, by Changing the Number of Elective Officers, and by Providing for the Election of Such Officers," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Mr. Williams—1.

ABSENT—Messrs. Covey, Hoey, Johnson, Wilgus—4.

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

On motion of Mr. Lammot, the Senate adjourned until Tuesday, April 12, 1955, at 1:30 P. M.

61ST LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Tuesday, April 12, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Wilgus—12.

Members absent—Messrs. Johnson, Melson, Pryor, Williams, Mr. President Pro Tem—5.

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

Messrs. Johnson, Melson, Pryor, Williams and Mr. President Pro Tem asked to be marked present.

On motion of Mr. Lammot, Senate Rule 36 was suspended.

The Chair presented **HCR 16**—"Expressing the Concern of the General Assembly Over the Illness of State Treasurer Howard H. Dickerson," which was read to the Senate.

On motion of Mr. Lammot, **HCR 16** was adopted and ordered returned to the House.

The Chair presented **HCR 17**—"Creating a Special Committee of the Members of the House and the Senate of the 118th General Assembly to Study the Critical Highway Fatality Situation," which was read to the Senate.

On motion of Mr. Lammot, **HCR 17** was adopted and ordered returned to the House.

The Chair presented **HCR 19**—"Wishing a Speedy Recovery to Representative Maclary," which was read to the Senate.

On motion of Mr. Lammot, **HCR 19** was adopted and ordered returned to the House.

On motion of Mr. Reilly, **SB 276**—"An Act to Amend Chapter 87, Title 10, of the Delaware Code Entitled "Courts and Judicial Procedure" in Respect to Mileage Fees for the Sheriff of New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—None.

ABSENT—Messrs. Melson and Pryor—2.

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

On motion of Mr. Wilgus, **SB 300**—"An Act Making a Deficiency Appropriation to the Lord Baltimore School District," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Melson—1.

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

On motion of Mr. McCullough, **SB 350**—"An Act Appropriating Money to the Water Pollution Commission for Control of Stream Pollution," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Steen introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Hoey—1.

ABSENT—Messrs. Melson and Pryor—2.

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

On motion of Mr. McCullough, **SB 376**—"An Act to Appropriate Certain Funds to the State Fire Marshal to be Used for Certain Purposes," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Wilgus, Williams, Mr. President Pro Tem—15.

NAYS—Mr. Steen—1.

ABSENT—Mr. Pryor—1.

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

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 182—"An Act Appropriating a Sum of Money to the Delaware Commission for the Feeble-minded in Order to Pay for Certain Labor and Materials Supplied to the Delaware Colony," to Finance.

HB 192—"An Act to Amend Chapter 17, Title 9, Delaware Code, Relating to Eligibility for Retirement Benefits," to Finance.

HB 214—"An Act to Amend Chapter 13, Title 13, Delaware Code, by Removing the Monetary Limits Relative to the Support of and Relative to the Medical and Lying-in Expenses Incident to the Birth of an Illegitimate Child," to Judiciary.

HB 266—"An Act to Amend Title 30, Delaware Code, Entitled "State Taxes" by Providing for Occupational Licenses for Self Service Laundries," to Finance.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 105**, 3 favorably, 2 on merits, **SB 359**, by Executive; **SB 482**, 3 favorably, 2 on merits, by Public Lands; **SB 364**, 3 favorably, 1 on merits, by Fish, Oysters and Game; **HB 242**, 3 favorably, 2 on merits, by Municipal Corporations; **SB 374**, 2 favorably, 3 on merits, **SB 442**, 2 favorably, 3 on merits, by Public Health; **HB 121**, 3 favorably, 2 on merits, **HB 47**, 3 favorably, 2 on merits, by Education; **HB 257**, 3 favorably, 2 on merits, **HB 267**, 2 favorably, 3 on merits, **HB 127**, 2 favorably, 3 on merits, **SB 366**, 3 favorably, 2 on merits, **SB 484**, 4 favorably, 1 on merits, **SB 221**, 3 favorably, 2 on merits, **SB 295**, 4 favorably, 2 on merits, **SB 294**, 4 favorably, 1 on merits, **SB 292**, 4 favorably, 1 on merits, **SB 228**, 4 favorably, 1 on merits, **SB 293**, 4 favorably, 1 on merits, by Judiciary; **SB 463**, 4 favorably, 1 on merits, by Agriculture; **SB 370**, 4 favorably, 1 on merits, by Buildings and Highways; **SB 345**, by Elections.

On motion of Mr. Reilly, **SB 472**—"An Act to Authorize the Mayor and Council of Wilmington to Provide for the Planning, Acquisition, Purchase, Construction, Reconstruction, Improvement, Betterment, Extension, Operation, and Maintenance of Revenue-Producing Undertakings for the Improvement of the Water Front and to Increase the Harbor Terminal and Shipping Facilities of the City of Wilmington; Authorizing and Regulating the Issuance of Bonds for Financing Such Undertakings; Providing for the Payment of Such Bonds and the Rights of the Holders Thereof," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Riley introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—17.

NAYS—None.

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

On motion of Mr. Behen, **HB 217**—"An Act to Amend Chapter 43, Title 29, Delaware Code, Relating to the Appointment of Notaries for Certain Service Organizations," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was returned to the House.

On motion of Mr. McCullough, SB 403—"An Act to Amend Chapter 17, Title 14 of the Delaware Code Relating to the Allotment of Funds for School Operations on the Basis of Pupil Units," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams—16.

NAYS—None.

ABSENT—Mr. President Pro Tem—1.

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

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

Senate met at expiration of recess at 4:15 P. M.

The Chief Clerk of the House informed the Senate that the House had concurred in the following: SB 102.

On motion of Mr. Lammot, the Senate adjourned until Wednesday, April 13, 1955, at 1:30 P. M.

62ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Wednesday, April 13, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Wilgus, Mr. President Pro Tem—10.

Members absent—Messrs. Camper, Covey, Hoey, McCullough, Reilly, Steen, Williams—7.

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

Messrs. Covey, Hoey, McCullough, Reilly, Steen and Williams asked to be marked present.

On motion of Mr. Lammot, Senate Rule 36 was suspended.

On motion of Mr. Lammot, the Senate recessed until 2:00 P. M.

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

Requests that the following be stricken from the calendar were granted to members as follows: **SB 92, SB 40**, by Lammot; **SB 340, SB 341**, by Reilly; **SB 136**, by McCullough; **SB 223**, by Camper; **SB 97**, by Behen.

The President announced he was about to sign: **HB 57, HB 58, HB 66, HB 71, HB 73, HB 74, HB 76, HB 86, HB 95, HB 96, HB 126, HB 139, HB 198, HB 258** with **HA 1, HB 217, HCR 16, HCR 17, HCR 18**.

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

**GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT**

Dover, April 13, 1955

To the Honorable, The Senate of the State of Delaware
Dover, Delaware

Gentlemen:

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

April 5, 1955, House Concurrent Resolution No. 18—In Reference to a Joint Session to Hear the Commander-In-Chief of the V. F. W.

April 5, 1955, Senate Joint Resolution No. 4—Adopting the Southern Regional Education Compact.

April 6, 1955, Senate Bill No. 78 with H. A. No. 1—An Act to Amend Chapter 5, Title 4, of the Delaware Code Relating to the Rebate of the Excise Tax of this State on Beer Sold to an Instrumentality of the Armed Forces of the United States.

April 7, 1955, House Bill No. 109—An Act to Amend Chapter 23, Title 12, Delaware Code, Relating to Widows' Allowance and the Settlement of Personal Estates.

April 7, 1955, House Bill No. 159 with S. A. No. 1—An Act to Amend Chapter 11, Title 13, Delaware Code Relating to the Termination of Parental Rights.

Respectfully submitted,

J. CALEB BOGGS

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

HB 54—"An Act to Amend Title 28, Delaware Code, by Providing for the Licensing, Regulation and Control of Dog Racing Within New Castle County in the State of Delaware," to Executive.

HB 62—"An Act Appropriating Money to Layton Home for Aged Colored Persons," to Finance.

HB 93—"An Act Appropriating Money to the United Spanish War Veterans, Department of Delaware," to Finance.

HB 234—"An Act Appropriating Funds to the American Legion and American Legion Auxiliary for Expenses to be Incurred in Connection With the Holding of Boy's State and Girl's State," to Finance.

HB 271—"An Act to Amend Chapter 17, Title 7 of the Delaware Code Relating to the Training of Dogs," to Miscellaneous.

HB 296—"An Act to Amend Chapter 1, Title 23, Delaware Code, Relating to Pilotage Rates, by Increasing the Rates for the Pilotage of Vessels," to Revised Statutes.

HB 309—"An Act to Amend the Charter of the City of Seaford by Deleting the Requirement That the Auditor's Report Must be Printed or Published or Posted at Least Ten Days Prior to the Annual Election," to Municipal Corporations.

HB 308—"An Act to Amend the Charter of the City of Seaford by Permitting the City Council to Post the Assessment List Within Sixty (60) Days After Receiving the Same from the Board of Assessment Rather Than Within Five (5) Days," to Municipal Corporations.

HB 319—"An Act to Amend Chapter 33, Title 19, Delaware Code, Relating to Unemployment Compensation, by Making Certain Changes in the Definitions of Employment," to Labor.

HB 299 with HA 1—"An Act to Amend Chapter 23, Title 19 of the Delaware Code Relating to Review of Agreements or Awards by the Industrial Accident Board," to Labor.

On motion of Mr. Lammot, **SB 442**—"An Act to Amend Chapter 1, Title 16 of the Delaware Code Relating to State Board of Health by Providing for Establishment of Opometric Clinics, and Providing for an Appropriation Therefore," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, the privilege of the floor was granted to Dr. Moss.

On motion of Mr. Johnson, **SB 442** was deferred.

On motion of Mr. Steen, **SB 125**—"An Act to Amend Chapter 23, Title 21 of the Delaware Code Relating to the Recording of Liens on Encumbrances," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, **SB 447**—"An Act to Amend Chapter 21, Title 24 of the Delaware Code Relating to the Definition of Optometry, the Board of Examiners of Optometrists, the Internship and the Filling of Prescriptions," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—Mr. Covey—1.

ABSENT—Messrs. Pryor and Wilgus—2.

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

On motion of Mr. Pryor, **SB 278**—"An Act to Amend Section 3112 of Title 10 of the Delaware Code Relating to Service of Process on Non-Resident Owners, Operators or Drivers of Motor Vehicles," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Pryor, Attorney Russell was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Johnson—1.

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

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 358**, **SB 359**, **SB 360**, 4 favorably, 1 on merits, **SB 361**, 4 favorably, 1 on merits, **SB 362**, 4 favorably, 1 on merits, **SB 460**, 4 favorably, 1 on merits, **HB 259** with **HA 1**, 3 favorably, 2 on merits, **HB 235**, 3 favorably, 2 on merits, **HB 241**, 3 favorably, 2 on merits, **HB 248**, 3 favorably, 2 on merits, by Judiciary; **SB 299**, 4 favorably, 1 on merits, by Elections; **SB 385**, by Executive; **SB 417**, 3 favorably, 2 on merits, by Fish, Oysters and Game.

On motion of Mr. McCullough, **SB 486**—"An Act to Amend Chapter 19, Title 14 of the Delaware Code Relating to the Number of Persons Required in Order to Demand a School

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. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams—16.

NAYS—None.

ABSENT—Mr. President Pro Tem—1.

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

On motion of Mr. Lammot, SB 442—"An Act to Amend Chapter 1, Title 16 of the Delaware Code Relating to State Board of Health by Providing for Establishment of Optometric Clinics, and Providing for an Appropriation Therefore," which had been deferred, was taken up for reconsideration in order to pass the Senate.

Mr. Lammot introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, Melson, Paradee, Reilly, Steen, Williams—11.

NAYS—Messrs. Covey, Johnson, Pryor, Wilgus—4.

ABSENT—Mr. McCullough and Mr. President Pro Tem—2.

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

On motion of Mr. Behen, SB 428—"An Act to Amend Chapter 96, Title 9, of the Delaware Code Relating to Fees Charged by the Recorder of Deeds in Kent and Sussex Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Behen introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams—16.

NAYS—None.

ABSENT—Mr. President Pro Tem—1.

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

On motion of Mr. Behen, **SB 307**—"An Act to Amend Chapter 82, Title 9 of the Delaware Code Relating to Salaries of Members of Board of Assessment 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. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Wilgus, Williams—15.

NAYS—Mr. Steen—1.

ABSENT—Mr. President Pro Tem—1.

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

On motion of Mr. McCullough, **SB 488**—"An Act to Amend Chapter 41, Title 14 of the Delaware Code Relating to General Regulatory Provisions for Schools," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. McCullough, **SB 488** was deferred.

On motion of Mr. McCullough, **SB 487**—"An Act to Create a Department of Repairs and Replacements for School Buildings and Grounds; Appointing a Supervisor to Head the Department; Transferring Certain Unexpended Funds to That Department; Providing for Assistants and Secretary; Defining Certain Duties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. McCullough introduced **SA 1**, which was read and on his further motion adapted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Messrs. Covey, Johnson, Melson, Wilgus, Williams—5.

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

On motion of Mr. McCullough, **SB 302**—"An Act to Appropriate Certain Funds to the State Board of Education for the Education, Training or Transportation of Handicapped Children," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Steen—1.

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

On motion of Mr. Lammot, the Senate adjourned until Thursday, April 14, 1955, at 1:30 P. M.

63RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Thursday, April 14, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Butler, Camper, Covey, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Wilgus, Williams—11.

Members absent—Messrs. Behen, Hoey, McCullough, Reilly, Steen, Mr. President Pro Tem—6.

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

Messrs. Behen, Hoey, McCullough, Reilly, Steen and Mr. President Pro Tem asked to be marked present.

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

HB 246—"An Act to Appropriate Funds to the Department of Public Welfare for the Fiscal Year Ending June 30, 1955," to Finance.

HB 312—"An Act to Amend Chapter 7, Title 21, Delaware Code, Relating to Motor Vehicles Giving Right to Person Arrested to be Tried in the Municipal Court for the City of Wilmington or by the Nearest Available Justice of the Peace," to Judiciary.

HB 283—"An Act Amending Chapter 83, Title 9, Delaware Code, Relating to County Boards of Assessment and Providing for Appeals to the Superior Court," to Judiciary.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 421**, by Revised Statutes; **SB 412**, 2 favorably, 3 on merits, **HB 102** with **HA 1**, by Banking and Insurance; **HB 244**, by Miscellaneous; **SB 222**, 4 favorably, 1 on

merits, SB 408, 3 favorably, 2 on merits, by Judiciary; SB 377, 3 favorably, 1 on merits, by Elections; SB 384, SB 420, by Labor; HB 246, by Finance; SB 452, 4 favorably, 1 on merits, by Education.

On motion of Mr. Melson, SB 220—"An Act to Amend Title 11 Delaware Code by Increasing the Penalty for Contributing to the Delinquency of a Child," 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. Butler, Camper, Covey, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Wilgus, Williams—11.
NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough, Reilly, Steen, Mr. President Pro Tem—6.

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

On motion of Mr. Melson, SB 221—"An Act to Amend Title 13, of the Delaware Code by Removing the Monetary Limits Relative to the Support of and Relative to the Medical and Lying in Expenses Incident to the Birth of an Illegitimate Child," 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. Butler, Camper, Covey, Harrison, Johnson, Lammot, Melson, Paradee, Pryor, Williams, Mr. President Pro Tem—11.

NAYS—None.

ABSENT—Messrs. Behen, Hoey, McCullough, Reilly, Steen, Wilgus—6.

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

On motion of Mr. Hoey, SB 417—"An Act to Amend Chapter 7, Title 7, of the Delaware Code Relating to Protection of Deer and Penalties for Violations of the Provisions Therefore," 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. Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, Milson, Paradee, Steen, Mr. President Pro Tem—11.

NAYS—Mr. Williams—1.

NOT VOTING—Messrs. Pryor—1.

ABSENT—Messrs. Behen, McCullough, Reilly, Wilgus—4.

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

On motion of Mr. Steen, **SB 274**—"An Act Making an Appropriation to the State Soil Conservation Commission for the Purchase of Heavy Earth-Moving Machinery and Other Equipment Needed in the Soil Conservation Work of the State, Making Provision for the Re-Payment Thereof, and Designating the Boards of Soil District Supervisors to Oversee the Use of Said Equipment and Machinery," 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. Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, Melson, Paradee, Pryor, Steen, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Behen, McCullough, Reilly—3.

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

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

Senate met at expiration of recess at 4:37 P. M.

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 63**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 118th General Assembly, that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, the sum of One Hundred Dollars (\$100.00) to any one person, on account of services to the present Session of the Senate. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

On motion of Mr. Lammot, Senate Rule 36 was suspended for remainder of the day.

On motion of Mr. Harrison, **SB 458**—"An Act to Amend Chapter 97, Title 10 of the Delaware Code Relating to Costs in Proceedings Either Criminal or Civil Before a Justice of the Peace of This State," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Harrison introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Wilgus—1.

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

On motion of Mr. Harrison, **SB 459**—"An Act to Amend Chapter 95, Title 10, Delaware Code, Relating to the Deposit for Costs in Civil Actions Brought Before a Justice of the Peace in This State," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Williams, Mr. President Pro Tem—15.

NAYS—None.

NOT VOTING—Mr. Pryor—1.

ABSENT—Mr. Wilgus—1.

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

Mr. Lammot moved that Senate Rule 22 be suspended. Motion prevailed.

On motion of Mr. Hoey, **HB 246**—"An Act to Appropriate Funds to the Department of Public Welfare for the Fiscal Year Ending June 30, 1955," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Williams, Mr. President Pro Tem—15.

NAYS—Mr. Pryor—1.

ABSENT—Mr. Wilgus—1.

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

On motion of Mr. Behen, **HB 257**—"An Act to Amend Chapter 3, Title 11, Delaware Code, Relating to Trespassing With Intent to Peep or Peep Into a Window or Door of Another; Providing Penalty 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. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Wilgus—1.

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

On motion of Mr. Behen, **HB 77** with **HA 1**—"An Act to Amend Subchapter XIII, Chapter 3, Title 11, Delaware Code, by Requiring Certain Precautions With Regard to Abandoned Refrigerators and Imposing Penalties for 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 as Amended pass the Senate?" the yeas and nays were ordered, which being taken, were as follows:

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Williams—14.

NAYS—None.

ABSENT—Messrs. Pryor, Wilgus, Mr. President Pro Tem—3.

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

On motion of Mr. Behen, **HB 149**—"An Act to Amend Subchapter III, Chapter 11, Title 10, Delaware Code, Relating to the Juvenile Court of Kent and Sussex Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Williams—14.

NAYS—None.

ABSENT—Messrs. Pryor, Wilgus, 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 and was returned to the House.

On motion of Mr. Reilly, **HB 188**—"An Act to Amend Chapter 33, Title 19, Delaware Code, Relating to Unemployment Compensation," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Williams—13.

NAYS—None.

ABSENT—Messrs. Pryor, Steen, Wilgus, Mr. President Pro Tem—4.

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

On motion of Mr. Reilly, **HB 184**—"An Act to Amend Chapter 33, Title 19, Delaware Code, Entitled "Unemployment Compensation" to Eliminate Disqualification or Reduction by Reason of Benefits Under Social Security Act," was taken up for consideration and read a third time by paragraph in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Williams—12.

NAYS—None.

NOT VOTING—Mr. Hoey—1.

ABSENT—Messrs. Pryor, Steen, Wilgus, Mr. President Pro Tem—4.

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

On motion of Mr. McCullough, **SB 375**—"An Act to Amend Title 14, of the Delaware Code, by Providing for Sabbatical Leave for Professional Employees of the School Districts, the City of Wilmington, and the State Board of Education, and Providing an Appropriation," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. McCullough introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Pryor, Reilly, Williams—11.

NAYS—Messrs. Hoey, Melson, Paradee, Steen—4.

ABSENT—Mr. Wilgus and Mr. President Pro Tem—2.

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

The President announced he was about to sign: **HB 246**.

On motion of Mr. McCullough, SB 387—"An Act to Amend Chapter 1, Title 17 of the Delaware Code Relating to Jurisdiction, Powers and Duties of the State Highway Department," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Hoey, Lammot, McCullough, Pryor, Reilly, Steen—9.

NAYS—Messrs. Covey, Johnson, Melson, Paradee, Williams—5.

NOT VOTING—Mr. Harrison—1.

ABSENT—Mr. Wilgus and 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 and was ordered to the House for concurrence.

On motion of Mr. Lammot, SB 96—"An Act to Amend Chapter 13, Title 14, of the Delaware Code by Increasing the Uniform State Supported Salary Schedule for Superintendents, Principals, Teachers, Nurses, Secretaries, Clerks, and Custodial Personnel of the Various Districts of the State, and by Making Additional Appropriations Therefore," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot introduced SA 1, which on his further motion was adopted.

Mr. Lammot introduced SA 2, which on his further motion was adopted.

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

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

On motion of Mr. Lammot, Mr. McGinnis was granted the privilege of the floor.

On motion of Mr. Lammot, SB 96 with SA 1 and SA 2 was deferred.

On motion of Mr. Lammot, the Senate adjourned until Friday, April 15, 1955, at 1:30 P. M.

64TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Friday, April 15, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Harrison, Johnson, Lammot, McCullough, Paradee, Reilly, Mr. President Pro Tem—10.

Members absent—Messrs. Covey, Hoey, Melson, Pryor, Steen, Wilgus, Williams—7.

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

Messrs. Hoey, Pryor and Steen asked to be marked present.

On motion of Mr. Paradee, **SB 489**—"An Act to Amend Chapter 5, Title 7 of the Delaware Code Relating to Deer Hunting Licenses," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—None.

NOT VOTING—Mr. Pryor—1.

ABSENT—Messrs. Covey, Melson, Wilgus, Williams—4.

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

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 381**, 3 favorably, 1 on merits, by Judiciary; **SB 409**, by Labor; **SB 427**, 4 favorably, 1 on merits, by Buildings and Highways; **HB 299** with **HA 1**, by Labor.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 22** with **SA 1**, **SB 80**, **SB 85**, **SB 93**, **SB 128**, and that the House had passed and requested the concurrence of the Senate in the following bills: **HB 335**, **HB 382**, **HB 477** with **HA 1**.

On motion of Mr. McCullough, **SB 488**—"An Act to Amend Chapter 41, Title 14 of the Delaware Code Relating to General Regulatory Provisions for Schools," was reconsidered in order to pass the Senate.

Mr. McCullough introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Covey, Melson, Wilgus, Williams—4.

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

On motion of Mr. Lammot, the Senate adjourned until Monday, April 18, 1955, at 1:30 P. M.

65TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Monday, April 18, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Wilgus, Williams—13.

Members absent—Messrs. Johnson, Melson, Pryor, Mr. President Pro Tem—4.

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

Messrs. Melson, Pryor and Mr. President Pro Tem asked to be marked present.

The Chair presented the following House Bills, which were given first and second reading and referred to committees as follows:

HB 335—"An Act Authorizing the Levy Court of Sussex County to Appropriate County Moneys to Pay Its Share of Ditch Taxes Assessed for Construction and Maintenance Purposes on the Eli Wall's Tax Ditch," to Finance.

HB 382—"An Act to Amend Chapter 3, Title 11, Subchapters IX and X, Delaware Code, by Providing That Breaking and Entering the Dwelling House or Other Buildings of Another With Intent to Commit a Crime is Burglary, or Breaking Out of Any Building After Committing a Crime Therein is Burglary; Defining and Providing for the Punishment of the Crimes of Burglary in the First, Second, Third and Fourth Degrees; Defining and Providing for the Punishment of the Crime of Unlawful Entry of a Building With Intent to Commit a Crime, Defining and Providing for the Punishment of the Crime of Simple Breaking and Entering of a Building; Providing for the Punishment and Manner of Prosecution for Separate Crime Committed in Building by Burglar; and Providing That No Act Committed or Criminal Proceeding Commenced Prior to the Approval of This Act Shall be Affected Hereby," to Judiciary.

HB 477 with HA 1—"An Act to Amend An Act Entitled, "An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown", Being Chapter 166, Volume 43, Laws of Delaware, as Amended, Relative to the Power of the Town Council of Georgetown to Borrow Money and Issue Bonds," to Municipal Corporations.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 3**, **SB 61**, **SB 62**, and had passed and requested the concurrence of the Senate in **SB 8** with **HA 1**.

On motion of Mr. Behen, **SB 222** was recommitted to committee.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 171**, by Executive; **SB 448**, 4 favorably, 1 on merits, **HB 181** with **HA 1**, by Labor; **SB 407**, 3 favorably, 1 on merits, by Municipal Corporations; **HB 115**, 5 on merits, **SB 310**, 2 favorably, 3 on merits, by Finance; **SB 396**, 3 favorably, 1 unfavorably, 1 on merits, by Education.

On motion of Mr. McCullough, **SB 84**—"An Act to Provide for the Construction, Equipping, and Furnishing of Several New Buildings for Patients, a New Kitchen and Dining Room for Employees, Two Doctors' Residences and Six Employees' Apartments, and a Receiving and Warehouse Building, and for the Additional Repairing, Remodeling, and Equipping of Two Existing Buildings, and the Enlarging of One Existing Building at the State Hospital at Farnhurst and Making an Appropriation Therefor," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. McCullough, Dr. Tarumianz was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Covey, Harrison, Lammot, McCullough, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—12.

NAYS—Mr. Melson—1.

NOT VOTING—Messrs. Hoey and Pryor—2.

ABSENT—Messrs. Camper and Johnson—2.

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

On motion of Mr. McCullough, **SB 377**—"An Act to Amend Chapter 13, Title 10 of the Delaware Code Relating to the Court of Common Pleas for New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen—11.

NAYS—Messrs. Covey, Melson, Wilgus, Williams—4.

ABSENT—Mr. Johnson and 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 and was ordered to the House for concurrence.

On motion of Mr. Reilly, **SB 342**—"An Act to Amend Chapter 14, Delaware Code, in Respect to High School Attendance Districts and to Provide for More Equitable Distribu-

tion of School Taxes," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Reilly, Colonel Preston Lee was granted the privilege of the floor.

Mr. Reilly introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Lammot, McCullough, Paradee, Pryor, Reilly, Wilgus, Williams—12.

NAYS—Messrs. Melson and Steen—2.

NOT VOTING—Mr. Hoey—1.

ABSENT—Mr. Johnson and Mr. President Pro Tem—2.

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

On motion of Mr. Lammot, **SB 384**—"An Act Amending Chapter 31, Title 20, Delaware Code Relating to Local Organization for Civil Defense, was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, Colonel Preston Lee was given the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Wililams—15.

NAYS—None.

ABSENT—Mr. Johnson and 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 and was ordered to the House for concurrence.

Mr. Lammot introduced the following resolution, which on further motion by him was adopted: **SR 64**—"Congratulating Mr. and Mrs. Richard Sanger on the Birth of a Son."

BE IT RESOLVED BY THE SENATE OF THE 118TH GENERAL ASSEMBLY:

Section 1. That the congratulations and best wishes of the members of the Senate of The 118th General Assembly are hereby extended to Mr. and Mrs. Richard Sanger on the happy occasion of the birth of a son on April 14, 1955, at The Delaware Hospital, Wilmington, Delaware.

Section 2. That a copy of this resolution be sent to Mr. and Mrs. Richard Sanger.

On motion of Mr. Lammot, **SB 258**—"An Act to Amend Title 29, Chapter 25 of the Delaware Code Relating to Attorney General by Increasing the Salaries of the Attorney Gen-

eral, Chief Deputy Attorney General and Deputy Attorney Generals and to Provide for Additional Deputies," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, Attorney-General Donald Craven was given the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Johnson—1.

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

On motion of Mr. Lammot, **SB 259**—"An Act to Amend Chapter 25, Title 29, Section 2505, of the Delaware Code Relating to the Attorney General by Providing That the Attorney General and Deputies May Administer Oaths and Affirmations," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, Attorney-General Green was given the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—16.

NAYS—None.

ABSENT—Mr. Johnson—1.

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

On motion of Mr. Lammot, **SB 260**—"An Act to Amend Chapter 87, Title 11 of the Delaware Code Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing Their Salaries and Their Duties With Members of Police Forces to Serve Requisitions and be Paid Actual Expenses," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Lammot, Attorney-General J. Donald Craven was given the privilege of the floor.

On motion of Mr. Melson, **SB 260** was deferred.

On motion of Mr. Behen, **HB 248**—"An Act to Amend Title 10, Delaware Code, by Providing That Terms of Superior Court Shall be Fixed by Rule of Court," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Behen, Senate Attorney Robert Wahl was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Wilgus, Williams, Mr. President Pro Tem—14.

NAYS—None.

NOT VOTING—Mr. Hoey—1.

ABSENT—Messrs. Johnson and Pryor—2.

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

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

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

The Secretary of State delivered the following communication from the Governor.

GOVERNOR'S MESSAGE
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover, April 18, 1955

To the Honorable, The Senate of the State of Delaware
Dover, Delaware

Gentlemen:

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

April 13, 1955, Senate Concurrent Resolution No. 7—In Reference to the Acute Need for Highway Improvements in the Area of the Dover Air Force Base.

April 13, 1955, Senate Bill No. 15—An Act Creating a Council on the Administration of Justice.

April 13, 1955, Senate Bill No. 16—An Act to Amend Chapter 43, Title 11, Delaware Code, Relating to Probation.

April 13, 1955, Senate Bill No. 17—An Act to Amend Sections 7305, 7306 and 7307 of Title 14 of the Delaware Code, Relating to the State Library.

April 13, 1955, Senate Bill No. 25—An Act to Amend and Supplement Chapter 33 of Volume 49 Laws of Delaware, Relating to the Disinterment, Removal and Reinterment of Bodies in the Cemetery Located at Twelfth and Madison Streets in Wilmington.

April 13, 1955, Senate Bill No. 55—An Act to Amend Chapter 49, Title 15, of the Delaware Code, by Providing that the Polls Shall be Open from Seven O'Clock A. M., Until Eight O'clock P. M.

April 13, 1955, Senate Bill No. 56—An Act to Amend the Charter of the Town of Hartly, Chapter 152, Volume 29, Laws of Delaware, by Increasing the Amount Permitted to be Raised in Taxes.

April 14, 1955, House Bill No. 78 with H. A. No. 1—An Act Authorizing the State Highway Department to Execute Trust Indentures with Trustees Authorizing the Creation of a War Memorial Fund and the Transfer and Allocation of Monies Thereto and Directing the State Highway Department to Construct a Memorial Adjacent to the Delaware Memorial Bridge to Commemorate the Supreme Sacrifice of the Residents of the State of Delaware and of the State of New Jersey Who Died While Serving in the Armed Forces of the United States During World War II and During the Korean Campaign and to Honor the Persons Who Lost Their Lives in the Construction of the Delaware Memorial Bridge.

Respectfully submitted,

J. CALEB BOGGS, Governor

The President announced he was about to sign: **SB 22** with **SA 1, SB 61, SB 62, SB 80, SB 85, SB 93, SB 102, SB 128.**

On motion of Mr. Lammot, **SB 260**—"An Act to Amend Chapter 87, Title 11 of the Delaware Code Relating to State Detectives by Providing for Their Appointment by the Attorney General, Fixing Their Salaries and Their Duties With Members of Police Forces to Serve Requisitions and be Paid Actual Expenses," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—None.

NOT VOTING—Mr. Covey—1.

ABSENT—Messrs. Johnson and Wilgus—2.

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

On motion of Mr. Melson, **SB 8** with **HA 1**—"An Act Appropriating Funds to the State Board of Education for the Current Fiscal Year on Account of an Unanticipated Increase in the School Population," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Johnson, McCullough, Wilgus—3.

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

Mr. Reilly introduced the following resolution, which on further motion by him was adopted: **SR 65**—"Requesting Return of Senate Bill No. 200 from the House of Representatives of the 118th General Assembly of the State of Delaware."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware, that the House of Representatives of the 118th General Assembly of the State of Delaware is requested to return to the Senate for reconsideration Senate Bill No. 200.

On motion of Mr. Pryor, **HB 174**—"An Act to Amend Chapter 83, Title 11, Delaware Code, Relating to Eligibility for State Police Pensions by Providing for a Minimum Monthly Payment," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Covey, Johnson, Wilgus—3.

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

On motion of Mr. Pryor, **HB 241**—"An Act to Amend Chapter 23, Title 11, Delaware Code, Entitled "Search and Seizure", by Eliminating the Exclusive Jurisdiction of Superior Court Judges to Order the Return or Suppression of Things Illegally Seized," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Pryor, Attorney Russell was granted the privilege of the floor.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Covey, Johnson, Wilgus—3.

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

Mr. Pryor introduced the following resolution, which on further motion by him was adopted: **SR 66**—"In Reference to Attorneys' Fees Paid by State Agencies During the Current Biennium."

BE IT RESOLVED by the Senate of the 118th General Assembly of the State of Delaware that each State department, board, commission, agency or any subdivision thereof shall make a written report to the State Senate on or before May 1, 1955, giving the following information for the current biennium:

(1) The names of any attorneys retained by such department, board, commission or agency and the nature of their services.

(23) The amount of compensation paid or to be paid to each such attorney during the biennium.

BE IT FURTHER RESOLVED that any department, board, commission or agency which has not retained an attorney is requested to so state in writing; and all communications hereunder should be sent to the Secretary of the State Senate.

BE IT FURTHER RESOLVED that the purpose of this resolution is to enable the State Senate to evaluate the cost of attorneys' fees to the State in connection with appropriations and other legislation which may be considered by the State Senate.

On motion of Mr. Pryor, SB 138—"An Act to Prohibit the Retail Sale of Poultry in the State of Delaware Below the Current Wholesale Price; Providing Penalty," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Pryor introduced SA 1, which was read and on his further motion adopted.

Mr. Melson moved for deferrment, the yeas and yeas were ordered.

YEAS—Messrs. Covey, Hoey, Melson, Paradee, Wililams, Mr. President Pro Tem—6.

NAYS—Messrs. Behen, Butler, Camper, Harrison, Lam-mot, McCullough, Pryor, Reilly, Steen—9.

ABSENT—Messrs. Johnson and Wilgus—2.

And so the motion for deferrment was lost.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lam-mot, McCullough, Pryor, Reilly, Mr. President Pro Tem—10.

NAYS—Messrs. Melson and Steen—2.

NOT VOTING—Messrs. Covey, Paradee, Williams—3.

ABSENT—Messrs. Johnson and Wilgus—2.

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

On motion of Mr. Behen, **HB 235**—"An Act to Amend Chapter 59, Title 11, Delaware Code, Relating to Justices of the Peace, by Requiring Notice of the Right to be Tried in the Court of Common Pleas in Sussex County as Well as New Castle and Kent Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Lammot, McCullough, Melson, Pryor, Reilly, Steen, Williams, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Johnson, Paradee, Wilgus—3.

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

On motion of Mr. Lammot, the Senate adjourned until Tuesday, April 19, 1945, at 9:00 A. M.

66TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 9:30 A. M., on Tuesday, April 19, 1955, President Pro Tem Moore presiding.

Prayer by Mrs. William Behen.

Members present—Mr. Behen and Mr. President Pro Tem—2.

Members absent—Messrs. Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Wilgus, Williams—15.

There not being a quorum present, the Senate was adjourned until 1:30 P. M., Wednesday, April 20, 1955.

67TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 1:30 P. M., on Wednesday, April 20, 1955, Lieutenant-Governor Rollins presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Mr. President Pro Tem—12.

Members absent—Messrs. Covey, Hoey, Steen, Wilgus, Williams—5.

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

Messrs. Covey, Hoey and Steen asked to be marked present.

On motion of Mr. Moore, SB 171—"An Act to Amend Title 25, Delaware Code, Entitled "Property" by Validating Certain Instruments as Deeds," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—14.

NAYS—None.

ABSENT—Messrs. Covey, Wilgus, Williams—3.

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

On motion of Mr. Pryor, SB 329—"An Act to Amend Title 15 of the Delaware Code by Creating the Office of the State Election Commissioner and Defining the Powers and Duties Thereof," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Pryor, Senate Attorney Sam Russell was granted the privilege of the floor.

Mr. Pryor introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—None.

NOT VOTING—Messrs. Johnson and Melson—2.

ABSENT—Messrs. Covey, Wilgus, Williams—3.

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

On motion of Mr. Pryor, SB 330—"An Act to Amend Part II, Title 15, of the Delaware Code Relating to the Registration of Voters," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Pryor introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Pryor, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—None.

NOT VOTING—Mr. Johnson—1.

ABSENT—Messrs. Covey, Melson, Wilgus, Williams—4.

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

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

Senate met at expiration of recess at 3:36 P. M.

The Chief Clerk of the House informed the Senate that the House had concurred in SCR 6, SB 191, SB 272, SB 155 and that the House had passed and requested the concurrence of the Senate in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

HB 98—"An Act to Amend An Act Entitled, "An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown", Being Chapter 166, Volume 43, Laws of Delaware, as Amended, by Authorizing the Town Council of Georgetown to Appoint a Vice-Mayor and Prescribing His Duties," to Municipal Corporations.

HB 230—"An Act Appropriating Money to the Memorial Volunteer Fire Company, at Slaughter Beach," to Finance.

HB 326—"An Act to Amend Chapter 212 Volume 25, Laws of Delaware, 1909, Entitled "An Act to Incorporate the Town of Bethany Beach and Give It Authority to Issue Bonds", as Amended, Providing for an Increase in the Amount to be Raised by Taxation," to Miscellaneous.

HB 330—"An Act to Amend Chapter 21 and Chapter 23, Title 21, Delaware Code, Relating to Motor Vehicles by Eliminating the Necessity for the Recording of the Engine Number on an Application for Registration and on an Application for a Certificate of Title," to Revised Statutes.

HB 360—"An Act to Amend the Charter of the Town of Houston, Chapter 240, Volume 27, Laws of Delaware, With Respect to Town Police," to Municipal Corporations.

HB 395—"An Act to Amend Chapter 17, Title 9, Delaware Code, Relating to Employees Pensions in New Castle County," to Municipal Corporations.

HB 416—"An Act to Amend Chapter 277, Volume 49, Laws of Delaware, Being the Charter of the Town of Laurel, in Relation to Capitation Taxes," to Municipal Corporations.

HB 417—"An Act to Amend Chapter 1, Title 4, Delaware Code, Entitled "Alcoholic Liquors", by Changing the Definition of "Importer", to Temperance.

HB 418—"An Act to Amend Chapter 5, Chapter 7, and Chapter 11, Title 4, Delaware Code, Relating to Alcoholic Liquors," to Temperance.

HS 1 for HB 361—"An Act to Amend Chapter 27, Title 18 of the Delaware Code by Providing for a Special Tax on Certain Gross Premiums of Insurance Companies the Dis-

tribution Thereof and Requiring Certain Police Departments or Bureaus to Make Certain Registrations With the State Treasurer," to Labor.

The President announced he was about to sign: **HB 70, HB 77 with HA 1, HB 149, HB 184, HB 188, HB 257.**

Mr. Pryor moved that since he was so ill that he must leave the Senate floor, that Mr. Lammot be permitted to bring Senate Bills 331-339, inclusive, up for third reading and final consideration. Motion prevailed.

On motion of Mr. Lammot for Mr. Pryor, **SB 331**—"An Act to Amend Chapter 23, Title 15 of the Delaware Code Relating to Penal and Enforcement Provisions of the Registration Laws," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President Pro Tem—11.

NAYS—None.

NOT VOTING—Messrs. Johnson and Melson—2.

ABSENT—Messrs. Covey, Pryor, Wilgus, Williams—4.

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

On motion of Mr. Lammot for Mr. Pryor, **SB 332**—"An Act to Amend Chapter 21, Title 15 of the Delaware Code, Relating to Registration Appeals," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President Pro Tem—11.

NAYS—None.

NOT VOTING—Messrs. Johnson and Melson—2.

ABSENT—Messrs. Covey, Pryor, Wilgus, Williams—4.

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

On motion of Mr. Lammot for Mr. Pryor, **SB 333**—"An Act to Amend Chapter 49, and Chapter 59, Title 15 of the Delaware Code Relating to the Conduct of Elections," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot for Mr. Pryor, introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Mr. President Pro Tem—10.

NAYS—None.

NOT VOTING—Messrs. Johnson and Melson—2.

ABSENT—Messrs. Covey, Pryor, Steen, Wilgus, Williams—5.

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

On motion of Mr. Lammot for Mr. Pryor, SB 334—"An Act to Amend Chapter 31, Title 15 of the Delaware Code Relating to Primary Elections and Nominations of Candidates," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot for Mr. Pryor, introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President Pro Tem—11.

NAYS—None.

NOT VOTING—Messrs. Covey, Johnson, Melson—3.

ABSENT—Messrs. Pryor, Wilgus, Williams—3.

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

On motion of Mr. Lammot for Mr. Pryor, SB 335—"An Act to Amend Chapter 55, Title 15 of the Delaware Code Relating to Absentee Voting," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot for Mr. Pryor, introduced SA 1, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President Pro Tem—10.

NAYS—Mr. Hoey—1.

NOT VOTING—Messrs. Covey, Johnson, Melson—3.

ABSENT—Messrs. Pryor, Wilgus, Williams—3.

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

On motion of Mr. Lammot for Mr. Pryor, **SB 336**—"An Act to Amend Chapter 51, Title 15 of the Delaware Code Relating to Criminal Offenses Arising from Violations of the Election Laws," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President
Pro Tem—11.

NAYS—None.

NOT VOTING—Messrs Covey, Johnson, Melson—3.

ABSENT—Messrs. Pryor, Wilgus, Williams—3.

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

On motion of Mr. Lammot for Mr. Pryor, **SB 337**—"An Act to Amend Chapter 47, Title 15 of the Delaware Code Relating to Election Officers," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President
Pro Tem—11.

NAYS—None.

NOT VOTING—Messrs Covey, Johnson, Melson—3.

ABSENT—Messrs. Pryor, Wilgus, Williams—3.

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

On motion of Mr. Lammot for Mr. Pryor, **SB 338**—"An Act to Amend Chapter 45, of the Delaware Code Relating to Election Supplies to be Furnished by Departments of Elections," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Lammot for Mr. Pryor, introduced **SA 1**, which was read and on his further motion adopted.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President
Pro Tem—11.

NAYS—None.

NOT VOTING—Messrs Covey, Johnson, Melson—3.

ABSENT—Messrs. Pryor, Wilgus, Williams—3.

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

On motion of Mr. Lammot for Mr. Pryor, SB 339—"An Act to Appropriate Certain Funds to the State Auditor in His Capacity as State Election Commissioner for the Purpose of Enabling Him to Carry Out His Powers and Duties Under Title 15 of the Delaware Code," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Behen, Butler, Camper, Harrison, Hoey, Lammot, McCullough, Paradee, Reilly, Steen, Mr. President Pro Tem—11.

NAYS—None.

NOT VOTING—Messrs. Covey, Johnson, Melson—3.

ABSENT—Messrs. Pryor, Wilgus, Williams—3.

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

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

GOVERNOR'S MESSAGE STATE OF DELAWARE EXECUTIVE DEPARTMENT

To the Honorable, The Senate of the State of Delaware
Dover, Delaware

Gentlemen:

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

April 18, 1955, House Bill No. 57—An Act Appropriating Money to Certain Fire Companies in the State of Delaware.

April 18, 1955, House Bill No. 58—An Act Appropriating Money to the Disabled American Veterans in Delaware.

April 18, 1955, House Bill No. 66—An Act Appropriating Certain Money to Palmer Home, Incorporated.

April 18, 1955, House Bill No. 73—An Act Appropriating Money to American Legion, Sussex Post Number 8, in Sussex County, with Which to Operate and Maintain an Ambulance.

April 18, 1955, House Bill No. 74—An Act Appropriating Money to the American Legion, Department of Delaware.

April 18, 1955, House Bill No. 76—An Act Appropriating Money to the Delaware Society for the Prevention of Cruelty to Animals.

April 18, 1955, House Bill No. 86—An Act Appropriating Money to Certain Fire Companies in the State of Delaware Which Maintain and Operate a Rescue Truck.

April 18, 1955, House Bill No. 94—An Act to Amend Chapter 41, Title 21, Delaware Code, Relating to Motor Vehicles by Providing a Speed Limit in School Zones.

April 18, 1955, House Bill No. 96—An Act Making Appropriations to the American Legion, Department of Delaware, for the Furnishing of Services to Veterans and Their Dependents.

April 18, 1955, House Bill No. 126—An Act Making an Appropriation to the State Board of Education to Provide for the Payment of Costs and Expenses of Transportation of School Pupils Over and Above the Present Appropriations Available to the State Board of Education for Such Purposes.

April 18, 1955, House Bill No. 95—An Act Appropriating Money to the Veterans of Foreign Wars, Department of Delaware.

April 18, 1955, House Bill No. 139—An Act to Amend Section 2710 (a), Title 10, Delaware Code, by Increasing the Term of Office of Constables, Appointed by the Levy Courts.

April 18, 1955, House Bill No. 217—An Act to Amend Chapter 43, Title 29, Delaware Code, Relating to the Appointment of Notaries for Certain Service Organizations.

April 18, 1955, House Concurrent Resolution No. 16—Expressing the Concern of the General Assembly Over the Illness of State Treasurer Howard H. Dickerson.

April 18, 1955, House Concurrent Resolution No. 19—Wishing a Speedy Recovery to Representative Maclary.

April 18, 1955, House Concurrent Resolution No. 20—Expressing the Sympathy of the General Assembly to the Honorable Elbert N. Carvel, Former Governor of Delaware, Upon His Illness.

Respectfully submitted,

J. CALEB BOGGS, Governor

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

Senate met at expiration of recess at 4:45 P. M.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 319**, 4 favorably, 1 on merits, **SB 320**, 4 favorably, 1 on merits, **SB 371**, by Banking and Insurance; **SB 411**, 2 favorably, 1 on merits, by Public Lands; **HS 1** for **HB 361**, by Labor.

Messrs. Lammot and Johnson introduced the following resolution, which on further motion by Mr. Lammot was adopted: **SR 67**—"On the Death of Mrs. Hannah May Crowley, Sister of Senator Wilmer Williams."

WHEREAS, Mrs. Hannah May Crowley, Sister of State Senator Wilmer Williams, departed this life on Monday, April 18, 1955, and

WHEREAS, her sudden premature death at the age of 41 is indeed a shock to her family and evokes the deepest sympathy and feeling for the surviving family, NOW, THEREFORE

BE IT RESOLVED BY THE SENATE OF THE 118TH GENERAL ASSEMBLY:

Section 1. That the condolences and heartfelt sympathy of the Senate of the 118th General Assembly are extended to Senator Williams on the untimely death of his sister, Hannah May Crowley.

Section 2. That the condolences of the Senate of the 118th General Assembly are extended to the family of Hannah May Crowley.

Section 3. That a copy of this resolution be sent to Senator Williams.

On motion of Mr. Steen, **SB 299**—"An Act to Amend Chapter 3, Title 9 of the Delaware Code Relating to the Election and Term of Levy Court Commissioners 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. Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Mr. President Pro Tem—13.

NAYS—None.

ABSENT—Messrs. Behen, Pryor, Wilgus, Williams—4.

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

On motion of Mr. Steen, **SB 233**—"An Act Authorizing and Directing the Commissioners of the Levy Court of Sussex County to Transfer Certain Described Land to the State Soil Conservation Commission for the Use of the Soil Conservation District of Sussex County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

YEAS—Messrs. Butler, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—None.

ABSENT—Messrs. Behen, Camper, Pryor, Wilgus, Williams—5.

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

On motion of Mr. Steen, **SB 297**—"An Act to Appropriate Funds to the Delaware Commission of Shell Fisheries for the Purchase of a Motorboat," 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. Butler, Camper, Covey, Harrison, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Mr. President Pro Tem—12.

NAYS—Mr. Hoey—1.

ABSENT—Messrs. Behen, Pryor, Wilgus, Williams—4.

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

Mr. Reilly introduced the following concurrent resolution, which on further motion by him was adopted and sent to the House for concurrence, **SCR 9**—"That the Two Houses Meet in Joint Session to Hear the Message of the Governor of the "Boy's State."

On motion of Mr. Lammot, the Senate adjourned until Thursday, April 21, 1955, at 2:00 P. M.

68TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 2:00 P. M., on Thursday, April 21, 1955, President Pro Tem Moore presiding.

Prayer by the Chaplain, Rev. Van Cleaf.

Members present—Messrs. Behen, Butler, Camper, Covey, Harrison, Hoey, Johnson, Lammot, McCullough, Melson, Paradee, Reilly, Steen, Mr. President Pro Tem—14.

Members absent—Messrs. Pryor, Wilgus, Williams—3.

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

On motion of Mr. Reilly, **SCR 8**, passed April 20, 1955, was reconsidered in order that it might be given the number 9, having been erroneously assigned the number 8 on April 20, 1955. On motion of Mr. Reilly, **SCR 9**—"That the Two Houses Meet in Joint Session to Hear the Message of the Governor of the "Boys' State", passed the Senate and was ordered to the House for concurrence.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 101**, **SB 111** with **SA 1**, **SB 145**, **SB 192**, **SB 203** with **SA 1**, and that the House had passed and requested the concurrence of the Senate in the following bills: **SB 177** with **HA 1**, **HB 286** with **HA 1**, **HB 325**, **HB 383**, **HB 554** with **HA 1**.