

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

Mr. Simonton, on motion for leave, introduced Senate Concurrent Resolution, No. 4, entitled:

#### SENATE CONCURRENT RESOLUTION NO. 4

IN REFERENCE TO JOINT MEETING TO HEAR PROGRAM OF LEGISLATIVE COMMITTEE OF STATE FEDERATION OF LABOR.

BE IT RESOLVED by the Senate and House of Representatives of the State of Delaware in General Assembly met:

That a Joint Session be held of the Senate and House of Representatives in the Senate Chamber on Tuesday, February 9, 1937, at 2:00 P. M. to hear the program of the Legislative Committee of the Delaware State Federation of Labor.

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. Davis, Kelly, Matthews, Moody, Moore, Poore, Steele, Sylvester, Walls, Wright, Mr. President Pro Tem—11.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Moore, on motion for leave, introduced Senate Bill No. 25, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, by creating two Election Districts in the Fourth Representative District of Sussex County, in lieu of the one Election District now existing.

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

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

Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles Exempt from Registration Fees.

And returned the same to the Senate.

The President Pro Tem announced he is about to sign:

Senate Bill No. 16.

Mr. Chandler moved that the Senate adjourn until 11 o'clock, A. M., Friday, February 5, 1937.

Motion prevailed.

*SEVENTEENTH LEGISLATIVE DAY*

Friday, February 5, 1937, 11 o'clock, A. M.

Senate met pursuant to adjournment.

Roll called.

Members Present—Davis, Kelly, Moore, Poore, Thomas—5.

There not being a quorum present the Senate adjourned until 12 o'clock, noon, Monday, February 8, 1937.

*\*EIGHTEENTH LEGISLATIVE DAY\**

Monday, February 8, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem William A. Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Matthews, Moody, Moore, Poore, Steele, Thomas, Mr. President Pro Tem—11.

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

Motion prevailed.

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

Senate Concurrent Resolution No. 4, entitled:

In reference to Joint Meeting to hear program of Legislative Committee of State Federation of Labor.

And returned the same to the Senate.

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

Senate Joint Resolution No. 2, entitled:

Authorizing the Governor to appoint a Commission to plan and to execute its plan for the celebration of the Three-Hundredth Anniversary of the founding of First Permanent Civilized Settlement in the State of Delaware.

And returned the same to the Senate.

On motion for leave, Mr. Hannam introduced Senate Resolution No. 17, entitled:

**SENATE RESOLUTION NO. 17**

**AUTHORIZING THE STATE LIBRARIAN TO FURNISH COPIES OF THE REVISED CODE TO THE SECRETARY AND ASSISTANT SECRETARY.**



BE IT RESOLVED by the Senate, that the State Librarian be and she is hereby authorized and directed to furnish to the Secretary and to the Assistant Secretary of the Senate each a copy of the Revised Code of Delaware, 1935.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Matthews, Moody, Moore, Poore, Steele, Thomas, Mr. President Pro Tem—11.

NAYS—None.

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

The Chair presented House Bill No. 2, entitled:

An Act to make valid the Record of Legal Instruments which have not been properly acknowledged.

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

The Chair presented House Bill No. 8, entitled:

An Act to amend Chapter 156 of the Revised Code of Delaware, 1935, in reference to fees of public officers.

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

The Chair presented House Bill No. 28, entitled:

An Act in reference to Pensions for former members of the State Judiciary.

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

The Chair presented House Concurrent Resolution No. 6, entitled:

Setting the time at which no more Omnibus Appropriation Bills or Joint Resolutions shall be received in the General Assembly.

On motion of Mr. Poore, House Concurrent Resolution No. 6, entitled:

Setting the time at which no more Obnibus Appropriation Bills or Joint Resolutions shall be received in the House.

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. Chandler, Davis, Hannam, Kelly, Matthews, Moody, Moore, Poore, Steele, Thomas, Mr. President Pro Tem—11.

NAYS—None.

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

Ordered returned to the House.

The Chair presented House Bill No. 22, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, in reference to Bull Frogs.

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

The Chair presented House Bill No. 10, entitled:

An Act to amend Chapter 49 of the Revised Code of the State of Delaware, 1935, relating to Deputy Coroners for New Castle County.

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

The Chair presented House Bill No. 5, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware, 1935, by changing the polling place in the Third Election District of the Tenth Representative District in Sussex County.

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

The Chair presented House Bill No. 19, entitled:

An Act making an Appropriation for Furnishings and for Maintenance of Davies and Forrest Cottages at Delaware Colony.

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

The Chair presented House Bill No. 12, entitled:

An Act to amend Chapter 49 of the Revised Code of the State of Delaware, 1935, relating to Coroner's Physician for New Castle County.

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

The Chair presented House Bill No. 11, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 26, entitled:

An Act authorizing the State Librarian to furnish a copy of the Revised Code of Delaware, 1935, to the Library of Congress, and to each of the Departments, Institutions and Agencies of the State.

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

Mr. Steele, on motion for leave, introduced Senate Bill No. 27, entitled:

An Act to provide for the protection from erosion of the Beach Front opposite the town of Bethany Beach, Sussex County, Delaware.

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock, noon, Tuesday, February 9, 1937.

Motion prevailed.

*•NINETEENTH LEGISLATIVE DAY•*

Tuesday, February 9, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Mr. President Pro Tem—14.

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

Motion prevailed.

Mr. Chandler moved that the Senate recess until 1:30 o'clock P. M.

Motion prevailed.

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Same Day, 1:30 o'clock P. M.

Senate met at expiration of recess.

The President announced he is about to sign:

Senate Concurrent Resolution No. 4.

Senate Joint Resolution No. 2.

Mr. Steele, on motion for leave, introduced Senate Joint Resolution No. 3, entitled:

Relating to the purchase of Food Supplies by the Secretary of Agriculture for Flood Relief.

The Chair offered Senate Joint Resolution No. 3, entitled:

Relating to the purchase of Food Supplies by the Secretary of Agriculture for Flood Relief.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Mr. President Pro Tem—14.

NAYS—None.

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

Mr. Simonton rose to a point of order, declaring that Senate Joint Resolution No. 3 was not adopted properly.

The President overruled Mr. Simonton, saying that the Senate had passed Senate Joint Resolution No. 3.

Mr. Hannam, on motion for leave, introduced Senate Bill No. 28, entitled:

An Act appropriating money to erect a building at the Industrial School for Colored Girls of Delaware for the proper housing and storage of stock, farm implements and farm produce.

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

#### JOINT SESSION

The Sergeant-at-Arms announced the presence of the Speaker of the House and the Members of the House.

The Speaker and Members of the House were admitted and seated and entered into a Joint Session.

Mr. Craig moved that Lieutenant-Governor Edward W. Cooch act as President of this Joint Session in compliance with Senate Concurrent Resolution No. 4.

Motion prevailed.

Mr. Chandler moved that the Secretary of the Senate and the Chief Clerk of the House act as Secretaries of this Joint Session.

Motion prevailed.

Mr. Simonton addressed the President, but failed to be recognized, and was ruled out of order.

Mr. Kelly moved that the privilege of the floor be extended to James F. Houghton.

Motion prevailed.

Mr. Kelly moved that the privilege of the floor be extended to Miss Ada Rose.

Motion prevailed.

Mr. Kelly moved that the privilege of the floor be extended to John C. Saylor.

Motion prevailed.

Mr. Kelly moved that the privilege of the floor be extended to William Hart.

Motion prevailed.

Mr. Chandler moved that the Secretary of the Senate and the Chief Clerk of the House compare Journals.

Motion prevailed.

The Secretary of the Senate announced that the Journals were compared and found to agree.

Mr. Chandler moved that the two Houses do now separate.

Motion prevailed.

Mr. Hannam, on motion for leave, introduced Senate Bill No. 29, entitled:

An Act appropriating money to pay off a mortgage covering the original school building at the Industrial School for Colored Girls of Delaware.

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

The Sergeant-at-Arms announced the presence of the Secretary of State, who on admittance, delivered a message from the Governor.

#### EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

Same Day, Later

Senate met in regular session.

Mr. Hannam, on motion for leave, introduced Senate Bill No. 30, entitled:

An Act appropriating money to erect two additional rooms to the present school building at the Industrial School for Colored Girls of Delaware for the improvement of industrial training.

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

On motion for leave, Mr. Matthews introduced Senate Resolution No. 18, entitled:

#### SENATE RESOLUTION NO. 18

BE IT RESOLVED by the Senate, that the Governor be requested to return to the Senate for correction, Senate Bill No. 16.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Mr. President Pro Tem—14.

NAYS—None.

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

On motion for leave, Mr. Chandler introduced Senate Resolution No. 19, entitled:

#### SENATE RESOLUTION NO. 19

RELATING TO THE PERPETUATION OF ANCIENT BUILDINGS AND LANDMARKS IN THE STATE OF DELAWARE.

WHEREAS, an organization was recently formed in Wilmington to perpetuate ancient buildings and landmarks in our State, and,

WHEREAS, this movement is worthy of support and encouragement by all Delawareans, therefore,

BE IT RESOLVED, by the Senate of the State of Delaware, that this body approves of this laudable endeavor because of the historical significance of our beloved Commonwealth, and

BE IT ALSO RESOLVED, that a noteworthy example has been established in this respect by the "Friends of Old Drawyers," which organization has for its purpose the care and maintenance of Old Drawyers Presbyterian Church, "an early landmark of the new World," near Odessa, and

BE IT FURTHER RESOLVED, that the Senate commends the plan of Rev. Dr. Eliot Field, of Dover, great-great-grandson of Rev. Dr. Thomas Read, first pastor of this historic edifice and an ardent patriot of the Revolutionary cause; John Price Hyatt, of Wilmington, President of the "Friends of Old Drawyers," great-great-grandson of Peter Hyatt, an original member, in Revolutionary days, of the Council of the Delaware State, predecessor of this very body, and an elder in Old Drawyers Church; and other members of "Friends" as well, in arranging for services to be held at this hallowed spot, so rich in history, each Sunday afternoon during the coming summer to the end, especially, that the younger generation will be taught the value of preserving the monuments of our forefathers, while those who are older will continue to cherish the fundamentals of our statehood, and

BE IT FURTHER RESOLVED, that this body points with pride to the fact that Rev. Dr. Read, in August, 1777, while pastor of Old Drawyers, and upon the suggestion of Col. Duff, a Delawarean and member of General Washington's staff, saved Washington and his Continental troops from capture by the British by drawing maps of byroads for the General which en-



abled this great man and his army to escape to the Brandywine from their encampment near Stanton, and thereby create history that is imperishable, and

BE IT FURTHER RESOLVED, that it is the hope of the Senate that observances of a religious and general nature will be held regularly in other historic places in our State so that we will maintain our enviable position of being in the first rank in the matter of preserving our landmarks.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Mr. President Pro Tem—14.

NAYS—None.

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

Mr. Simonton rose and offered objection to the procedure of the passage of Senate Joint Resolution No. 3, pointing out that in accordance with the rules, Senate Joint Resolutions should have the same procedure as a Senate Bill, and that Senate Joint Resolution No. 3 should be placed in the proper committee.

The Chair stated that Senate Joint Resolution No. 3 was passed by the Senate.

Mr. Simonton asked that Senate Joint Resolution No. 3 be placed in the proper committee.

The President asked for information as to what was the proper committee?

Mr. Chandler moved that Senate Joint Resolution No. 3 be referred to the Miscellaneous Committee.

The President requested that the motion be disregarded and that the Chair be permitted to refer Senate Joint Resolution No. 3 to the Miscellaneous Committee.

Mr. Chandler moved that the Senate adjourn until 12 o'clock, noon, Wednesday, February 10, 1937.

Motion prevailed.

«TWENTIETH LEGISLATIVE DAY»

Wednesday, February 10, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the House Chaplain, Rev. James E. O'Neil.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Mr. President Pro Tem—14.

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

Motion prevailed.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Joint Resolution No. 3, entitled:

Relating to the Purchase of Food Supplies by the Secretary of Agriculture for Flood Relief.

Reported the same back to the Senate favorably.

W. A. SIMONTON  
W. E. MATTHEWS, JR.  
W. J. POORE

Mr. Chandler moved that the Rules be suspended and the Senate proceed with the third reading by title only of Senate Joint Resolution No. 3.

Motion prevailed.

On motion of Mr. Chandler, Senate Joint Resolution No. 3, entitled:

Relating to the Purchase of Food Supplies by the Secretary of Agriculture for Flood Relief.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Matthews, on motion for leave, introduced Senate Substitute for Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles exempt from Registration Fees.

Mr. Matthews moved so much be considered the first reading of the bill.

The Chair ruled that Senate Substitutes for Senate Bills must be read in full unless Rules are suspended.

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

The Sergeant-at-Arms announced the presence of the Secretary of State.

Upon being admitted the Secretary of State delivered a message from the Governor.

#### EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

Same Day, Later

Senate convened in Regular Session.

On motion for leave, Mr. Chandler introduced Senate Resolution No. 20, entitled:

#### SENATE RESOLUTION NO. 20

BE IT RESOLVED by the Senate of the State of Delaware in General Assembly met:

That the State Librarian be and she is hereby directed to deliver to the Document Clerk additional postage stamps in an amount up to and including Twenty-five (\$25.00) Dollars.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Mr. President Pro Tem—14.

NAYS—None.

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

Mr. Steele, on motion for leave, introduced Senate Bill No. 31, entitled:

An Act to amend Chapter 74, Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by permitting the taking and sale of Hard Shell Crabs from the waters of Indian River, Rehoboth Bay and Assawoman Bay.

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

Mr. Hannam, on behalf of the Committee on Buildings and Highways, to whom had been referred, Senate Substitute for Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles exempt from Registration Fees.

Reported the same back to the Senate favorably.

H. M. HANNAM  
S. M. D. MARSHALL  
W. E. MATTHEWS, JR.  
DANIEL E. KELLY

Mr. Chandler moved that the Senate adjourn until 12 o'clock, noon, Thursday, February 11, 1937.

Motion prevailed.

*«TWENTY-FIRST LEGISLATIVE DAY»*

Thursday, February 11, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the House Chaplain, Rev. James E. O'Neil.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

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

Motion prevailed.

Mr. Chandler moved that the Senate recess until 1:30 o'clock P. M.

Motion prevailed.

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Same Day, 1:30 o'clock P. M.

Senate met at expiration of recess.

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

Senate Bill No. 12, entitled:

An Act authorizing the Council of the Town of Blades to borrow a sum of money not to exceed Fifteen Thousand Dollars (\$15,000.00), and to issue bonds therefor for the purpose of installing a Water Plant and the laying of Water Mains in the Town of Blades and equipment therefor.

And returned the same to the Senate.

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

Senate Bill No. 9, entitled:

An Act to amend An Act entitled "An Act to incorporate the Town of Blades," being Chapter 155 of Volume 28, Laws of Delaware, with reference to the qualifications of Electors, and duties of the Town Assessor.

And returned the same to the Senate.

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

Senate Joint Resolution No. 3, entitled:

Relating to the purchase of Food Supplies by the Secretary of Agriculture for Flood Relief.

And returned the same to the Senate.

The President Pro Tem announced he is about to sign:

Senate Bill No. 9.

Senate Bill No. 12.

Senate Joint Resolution No. 3.

Ex-Senator Hall was welcomed by the President.

Ex-Senator Hall then made a few remarks.

The Sergeant-at-Arms announced the presence of the Secretary of State, who on being admitted, introduced General Nolan, who was granted the privilege of the floor.

General Nolan gave the members a review of the proposed World's Fair during 1939 in New York City.

On motion for leave, Mr. Chandler introduced Senate Concurrent Resolution No. 5, entitled:

#### SENATE CONCURRENT RESOLUTION NO. 5

IN REFERENCE TO ADJOURNMENT UNTIL MONDAY, FEBRUARY 15, 1937.

BE IT RESOLVED by the Senate of the State of Delaware, the House of Representative concurring therein:

That at the close of the Legislative Day on Thursday, February 11, 1937, both Houses of the General Assembly shall adjourn until Monday, February 15, 1937, at 12 o'clock noon.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

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

#### SENATE RESOLUTION NO. 21

AUTHORIZING PAYMENTS ON ACCOUNT TO ATTACHES AND EMPLOYEES OF THE SENATE.

BE IT RESOLVED by the Senate, that the State Treasurer be and he is hereby authorized to pay to any attache or employee of the Senate, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, sums on account from time to time, not to exceed the total sum of One Hundred Dollars to any one person,—any such sums so paid shall be charged against the salaries of the respective persons to whom paid, and shall be a part of the expenses of the Senate at this Session.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.



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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 32, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, entitled "Free Public Schools," by providing transportation for School Children of all Grades.

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

Mr. Poore, on motion for leave, introduced Senate Bill No. 33, entitled:

An Act to amend Chapter 165, Revised Code of Delaware, 1935, relating to Motor Vehicles by changing the Registration dates for Motor Vehicles.

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

Mr. Steele moved that Senate Bill No. 27, entitled:

An Act to provide for the protection from erosion of the Beach Front opposite the Town of Bethany Beach, Sussex County, Delaware.

Be stricken from the Calendar.

The Chair granted the privilege.

Mr. Simonton rose to a point of order, pointing out motion on floor and seconded.

The motion was placed for consideration by the Chair.

Motion prevailed.

Mr. Steele, on motion for leave, introduced Senate Bill No. 34, entitled:

An Act to provide for the protection from erosion of the Beach Front opposite the Town of Bethany Beach, Sussex County, Delaware.

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

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

Senate Concurrent Resolution No. 5, entitled:

In reference to Adjournment until Monday, February 15, 1937.

And returned the same to the Senate.

Mr. Chandler moved that the Senate adjourn until 12 o'clock, noon, Monday, February 15, 1937.

Motion prevailed.

«TWENTY-SECOND LEGISLATIVE DAY»

Monday, February 15, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. William E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

The Chair presented the following communication, which was read, as follows:

WOMEN'S JOINT LEGISLATIVE COMMITTEE  
OF DELAWARE

RESOLUTION FOR INDUSTRIAL SCHOOLS

(Adopted February 9, 1937)

WHEREAS—The work and needs of the three Industrial Schools have been ably presented by the following officials representing their respective schools: Miss Mary DeWees, Superintendent Delaware Industrial School at Claymont; Mrs. Sadie Harrison, Superintendent Industrial School for Colored Girls and Rev. Ralph L. Minker, Superintendent Ferris Industrial School for Boys. And, whereas—The Women's Joint Legislative Committee was highly gratified with the progress and improvements which the efficient and understanding management is achieving for the youth under their care.

RESOLVED—That this Committee endorses the excellent work of the schools and appeals to the Delaware Assembly to earnestly consider their respective budgets and needs and appropriate to these schools as liberally as it is possible for them to grant.

RESOLVED—That copies of this Resolution be sent to the presiding officers of each House of the Assembly and to the Chairman of the Budget Committee.

RESOLVED—That these Resolutions be sent to Governor McMullen expressing the hope no change will be made in the present management of the Ferris Industrial School.

EMILY P. BISSELL

*Chairman*

The President Pro Tem offered the following communications, which were read, as follows:

Brandywine Summit, Pa.  
Box 29

To Members of Senate and House of Representatives  
Of the General Assembly  
Dover, Delaware.

It is understood that the chairman of the Legislative Committee of the Central Labor Union of Wilmington is trying to force an un-American and unconstitutional bill through the Legislature, opposing owners of property in Delaware, but who live outside the State from hiring any labor but a man in Delaware or City of Wilmington to be a resident of Wilmington, for the work and also to drop all labor in industry, schools, and etc., who is not a resident of Delaware or City of Wilmington, and put residents in their places irrespective of their ability to do the work properly and to prevent owners of property from doing their own work on private property.

I hope you will all vote unanimously against such a bill as it would create more unemployment than it would cure. Many Delaware residents, particularly those on the border lines of New Jersey, Maryland and Pennsylvania would be forced into idleness and as one man who is a carpenter, and lives in Delaware, finds most of his work just over the line and prefers to work out of the State of Delaware, and he claims he could find no work in Delaware, if such a law would pass, because he is past 35 or 40 years old, and because he thinks \$1.50 an hour is too much. Workers from Delaware are going into other States, particularly those living on the line or close to the line and nothing is said about it and besides it is impossible for people residing outside of Delaware, but owning property in Delaware, to find truthful, competent, honest workmen in the City of Wilmington. I know of one party in particular who had to go to

New Jersey only recently to get a man to do work on Wilmington property. Men being so dishonest that they no longer are willing to work for an honest day's pay, but lie and steal and can not come when they are wanted.

It is also understood that some Wilmington real estate men are back of this plan, too. They want to be hogs by putting in bills that are false to owners of property and claiming that they can not collect rents and are overcharging for repair work which is poorly done or never done at all. The Legislature should pass a law to prevent it if it is possible.

The Wilmington Central Labor Union needs to clean house. They are bragging times are so much better in Wilmington. If they are so good then a law to compel only residents of State or City to work on contracts or private or public work is unnecessary.

If it passes, property owners can defend themselves by appealing to their own State Legislatures to pass similar laws against Delaware workmen, and one party has stated that it would be well to boycott all workmen and leave them remain idle and demand \$5,000 bond from every city workman or State workman to work on contracts and private property. \$1.25 to \$1.50 an hour is not honest wages for plumbers, carpenters, mechanics and etc., when college graduates are willing to work for \$50 to \$75 or \$100 per month in several instances. It does not take a college education to make a good carpenter, plumber and etc., as college education would be a fallacious remedy for good workmen who are very difficult to procure as some of our educational faddists would want everyone to have higher education who are not capable of receiving it. It is just like pouring water through a sieve. The law to compel non-residents to employ only city labor is just as foolish as pouring water through a sieve or demanding workmen to be college graduates as many colleges at present only turn out professional people who are poorly trained for work in industry as well as the professions. They train in 15th century methods in many instances which are of no practical use today.

I hope the General Assembly will consider the matter on this labor proposition from many angles and viewpoints before passing such an unfair law.

Thanking you for your interest in the matter and hoping no such a law will pass to prevent non-residents from hiring who they want. An employer should have authority to employ who they think fits the work, irrespective of residence or age and especially this would apply to three neighboring States to residents living on or close to the line.

It might be a good idea to ask the Central Labor Union what they would do with houses and barns on State lines? One house contract recently roofed by a Delaware workman; the occupants of house prepare their meals in Delaware, eat in Pennsylvania and some of them sleep in Delaware and some in Pennsylvania, and their living room is also in Delaware, but they are considered residents of Pennsylvania, as the line runs through the house. Some people never see but one side of a question.

I understand the Central Labor Union is trying to demand professional people to join unions and strikes, but most states have laws forbidding professional people to join unions and the way some of these unions act is disgraceful. It may be true in certain factories there are long hours and low wages, but striking gets them nowhere. The Legislature should pass a law making it impossible for foremen, superintendents and heads of firms, including schools, to receive \$10,000 to one-half million a year as this is causing trouble among workers. If head receives \$10,000, workmen should receive \$9,000. Some contractors charge owners of property \$1 to \$1.50 an hour and claim they pay that to workmen.

They receive that themselves and if they have 15 men or 10 men employed that is \$10 to \$15 an hour for head man foreman or contractor, while workmen receive 60 to 80c an hour at present. This is another angle and probably you can see many more angles.

Something should also be done to prohibit employers from discriminating against persons over 35 and under 21. This is true in many States at present.

Twenty-one is too old to start to work. Thirty-five is too young to retire and employers should be prohibited by law to ask anyone their age, religion or politics as a condition for employment in any private or public works or profession.

Some States have such laws. When it comes to pensioning at 65 it would be time enough to ask age when they think they are or close to it, but I know some States forbid asking their age even at that. They consider the number of years they worked for them. A certain number of years worked entitles them to retire.

Thanking you for your interest and hope I have not burdened you with burdensome details.

Very truly yours,

SPRUCE VALLEY GATE CO

Box 29, Brandywine Summit, Pa.

J. F. S. DIRECTOR

*Secretary*

NEW CASTLE COUNTY VOLUNTEER FIREMEN'S  
ASSOCIATION

Middletown, Del., February 13, 1937

Mr. Simonton,  
President Pro Tem of Senate  
Dover, Delaware

Dear President Simonton:

At a meeting of the New Castle County Volunteer Firemen's Association, held in Holloway Terrace Fire House, February 11, 1937, a resolution was adopted as follows:

BE IT RESOLVED: That this Association go on record as being 100% in back of the bill prohibiting the sale of or the use of fireworks in the State of Delaware, unless by an experienced operator.

H. L. OWENS

*Secretary*

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess. President Pro Tem Simonton presiding.

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

House Bill No. 84, entitled:

An Act to amend 2836 Section 35 of Chapter 74 of the Revised Code of Delaware, 1935, in reference to Red Foxes; shooting Gray Foxes.

And presented the same to the Senate.

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

House Bill No. 82, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Open Season for Skunk.

And presented the same to the Senate.

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

#### SENATE RESOLUTION NO. 22

IN REFERENCE TO PROPOSED CHANGES IN THE SUPREME COURT OF THE UNITED STATES.

BE IT RESOLVED by the Senate of Delaware that we, the members of the Senate of the State of Delaware, consider it a violation of the fundamental principles of our form of government to increase the membership of the Supreme Court or to make any change therein, except by an amendment to the Constitution that shall have been submitted to the Legislatures of the several States or to the voters at large.

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

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

The Chair called for a roll call.

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

YEAS—Messrs. Chandler, Hannam, Maloney, Marshall, Matthews, Ross, Steele, Walls, Wright, Mr. President Pro Tem—10.

NAYS—Messrs. Kelly, Moody, Poore, Sylvester—4.

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



Mr. Hannam, on motion for leave, introduced Senate Joint Resolution No. 4, entitled:

A Joint Resolution requesting Congress to repeal certain Acts prejudicial to the oil consuming states and to appropriate sufficient funds to the Department of Justice to enforce the Anti-Trust Laws in the Oil Industry.

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

On motion of Mr. Matthews, Senate Substitute for Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles exempt from Registration Fees.

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

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

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

YEAS — Messrs. Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Poore, Ross, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—13.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Poore, on motion for leave, introduced Senate Bill No. 35, entitled:

An Act proposing an amendment to Article III, Section 5, of the Constitution of the State of Delaware, by changing the time of inauguration of the Governor.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 36, entitled:

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

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Tuesday, February 16, 1937.

Motion prevailed.

*\*TWENTY-THIRD LEGISLATIVE DAY\**

Tuesday, February 16, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. William E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

Mr. Hannam, on motion for leave, introduced Senate Bill No. 37, entitled:

An Act to define and regulate Industrial Home Work, limiting the age of employees therein and providing Penalties for violations.

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

Mr. Kelly, on motion for leave, introduced Senate Bill No. 38, entitled:

An Act to amend 6162. Section 33, of Chapter 176, Revised Code of Delaware, 1935, in reference to Sale and Delivery of Alcoholic Liquors by Manufacturers or Importers.

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

Mr. Kelly, on motion for leave, introduced Senate Bill No. 39, entitled:

An Act to amend 6170. Section 41, of Chapter 176, Revised Code of Delaware, 1935, in reference to Sale and Delivery of Alcohol or Beer.

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

Mr. Kelly, on motion for leave, introduced Senate Bill No. 40, entitled:

An Act to amend 6159. Section 30, of Chapter 176, Revised Code of Delaware, 1935, in reference to Sale of Beer by a Manufacturer.

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

Mr. Poore, on motion for leave, introduced Senate Bill No. 41, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to the Composition of the Levy Court of Kent County and fixing the Salaries of the Members thereof.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 42, entitled:

An Act to amend An Act entitled "State Real Estate Commission" by further defining the regulations of said Commission, and by creating a further penalty for violations of the provisions thereof, being Chapter 161 of the Revised Code of Delaware, 1935.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 43, entitled:

An Act to amend Article 9, 3876. Section 78, Chapter 99, of the Revised Code of Delaware (1935) relating to Widow's Allowance in the Settlement of Personal Estates.

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Wednesday, February 17, 1937.

Motion prevailed.

«*TWENTY-FOURTH LEGISLATIVE DAY*»

Wednesday, February 17, 1937, 12 o'clock, Noon.

Senate met pursuant to adjournment.

Mr. Chandler moved that Mr. Maloney act as Temporary President Pro Tem.

Motion prevailed.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright—16.

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

Motion prevailed.

Mr. Ross, on behalf of the Committee on Finance, to whom had been referred, Senate Bill No. 34, entitled:

An Act to provide for the protection from erosion of the Beach Front opposite the Town of Bethany Beach, Sussex County, Delaware.

Reported the same back to the Senate favorably.

DONALD P. ROSS  
EBE H. CHANDLER  
H. M. HANNAM  
L. L. MALONEY  
W. J. POORE

Mr. Ross, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 11, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

Reported the same back to the Senate favorably.

DONALD P. ROSS  
EBE H. CHANDLER  
H. M. HANNAM  
L. L. MALONEY  
W. J. POORE

Mr. Ross, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 19, entitled:

An Act making an Appropriation for Furnishings and for Maintenance of Davies and Forrest Cottages at Delaware Colony.

Reported the same back to the Senate favorably.

DONALD P. ROSS  
EBE H. CHANDLER  
H. M. HANNAM  
L. L. MALONEY  
W. J. POORE

Mr. Ross, on behalf of the Committee on Finance, to whom had been referred, Senate Bill No. 11, entitled:

An Act to amend Section 47, Chapter 43 of the Revised Code of Delaware, 1935, authorizing the Levy Court of Kent County to appropriate County Monies to David C. Harrison Post, No. 14, Inc., American Legion, for the maintenance of ambulance.

Reported the same back to the Senate favorably.

DONALD P. ROSS  
EBE H. CHANDLER  
H. M. HANNAM  
L. L. MALONEY  
W. J. POORE

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

Motion prevailed.

Same Day, 2 o'clock P. M.

Senate met at expiration of recess. Lieutenant-Governor Edward W. Cooch presiding.

Mr. Poore, on motion for leave, introduced Senate Bill No. 44, entitled:

An Act authorizing the State Highway Department to take over and maintain all Public Ditches of the State of Delaware.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 45, entitled:

An Act to amend Section 1, of Chapter 199, Volume 24, Laws of Delaware, entitled "An Act to reincorporate the Town of Delaware City," as amended by Chapter 221, Volume 27, Laws of Delaware, by changing the boundary lines of said town.

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

Mr. Hannam, on motion for leave, introduced Senate Bill No. 46, entitled:

An Act making it unlawful to lend money on any sort of note or written instrument, to be paid in weekly or small partial payments, unless such note or written instrument is signed by all of the makers, joint makers and endorsers thereof in the presence of the payee.

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

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

Senate Substitute for Senate Bill No. 16, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by specifying Motor Vehicles exempt from Registration Fees.

And returned the same to the Senate.

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

House Joint Resolution No. 5 with House Amendment No. 1, entitled:

Providing for the addition of seven members to the Commission to arrange for the celebration of the Three Hundredth Anniversary of the founding of the First Permanent Civilized Settlement in the State of Delaware.

And presented the same to the Senate.

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

House Bill No. 78, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to a County Free Library of New Castle County and appropriating County Moneys therefor.

And presented the same to the Senate.

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

House Bill No. 67, entitled:

An Act to amend Chapter 42 of the Revised Code of Delaware, 1935, providing for the appointment of Notaries Public.

And presented the same to the Senate.

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

House Bill No. 53, entitled:

An Act to amend Chapter 169 of the Revised Code of Delaware, 1935, in reference to the Court of Common Pleas for New Castle County.

And presented the same to the Senate.



The Chair presented House Bill No. 53, entitled:

An Act to amend Chapter 169 of the Revised Code of Delaware, 1935, in reference to the Court of Common Pleas for New Castle County.

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

The Chair presented House Bill No. 67, entitled:

An Act to amend Chapter 42 of the Revised Code of Delaware, 1935, providing for the appointment of Notaries Public.

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

The Chair presented House Bill No. 78, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to a County Free Library of New Castle County and appropriating County Moneys therefor.

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

The Chair presented House Bill No. 82, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Open Season for Skunk.

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

The Chair presented House Bill No. 84, entitled:

An Act to amend 2836 Section 35 of Chapter 74 of the Revised Code of Delaware, 1935, in reference to Red Foxes; shooting Gray Foxes.

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

Mr. Hannam moved that 100 copies of Senate Bill No. 37, be printed.

Motion prevailed.

Mr. Kelly called the Chair's attention to the presence of former members, Messrs. Charles Jackson and Scott Rees. Both were invited to make a few remarks.

Mr. Poore asked for the privilege of the floor for former Representative Mr. Smoot.

The privilege was granted and Mr. Smoot made a few remarks.

Mr. Marshall requested the privilege of the floor for former Representative Mr. Hirsch of Milford.

The request was granted and Mr. Hirsch made a few remarks.

The Chair presented House Joint Resolution No. 5 with House Amendment No. 1, entitled:

Providing for the addition of seven members to the Commission to arrange for the celebration of the Three Hundredth Anniversary of the founding of the First Permanent Civilized Settlement in the State of Delaware.

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

The President announced he is about to sign:

Senate Substitute for Senate Bill No. 16.

Mr. Chandler moved that the Senate adjourn until 12 o'clock, noon, Thursday, February 18, 1937.

Motion prevailed.

«*TWENTY-FIFTH LEGISLATIVE DAY*»

Thursday, February 18, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present—Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

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

Motion prevailed.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

EXECUTIVE SESSION

Mr. Wright moved that the Senate go into Executive Session.

Motion prevailed.

Same Day, Later

Senate met in Regular Session.

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

House Bill No. 118, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, relating to the several Election Districts of the Tenth Representative District in New Castle County; redefining the boundaries of said Election Districts; and creating new Election Districts in said Tenth Representative District.

And presented the same to the Senate.

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

House Bill No. 116, entitled:

An Act in relation to preparing certain Books of Registered Voters in new Election Districts.

And presented the same to the Senate.

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

House Bill No. 3, entitled:

An Act to authorize Recorder of Deeds of the State of Delaware in and for Kent County to procure a new Seal of Office.

And presented the same to the Senate.

The Chair presented House Bill No. 3, entitled:

An Act to authorize Recorder of Deeds of the State of Delaware in and for Kent County to procure a new Seal of Office.

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

On motion for leave, Mr. Simonton introduced Senate Concurrent Resolution No. 6, entitled:

# SENATE CONCURRENT RESOLUTION NO. 6

IN REFERENCE TO ADJOURNMENT UNTIL THURSDAY, FEBRUARY 25, 1937.

BE IT RESOLVED by the Senate, the House of Representatives concurring therein:

That at the close of the Legislative Day, on Friday, February 19, 1937, both Houses of the General Assembly shall adjourn until Thursday, February 25, 1937, at 12 o'clock noon; and

BE IT FURTHER RESOLVED, that on Tuesday, February 23, 1937, the members of the General Assembly shall visit the Blind Shop, 305 West 8th Street, Wilmington, Delaware, Edgewood Sanatorium, Brandywine Sanatorium, Ferris Industrial School, New Castle County Workhouse, Industrial School for Colored Girls, Industrial School for Girls at Claymont; and

BE IT FURTHER RESOLVED, that on Wednesday, February 24, 1937, the members of the General Assembly shall visit St. Michaels Day Nursery, 207 Washington St., Wilmington, Delaware, Delaware State Hospital, University of Delaware.

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

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

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

YEAS—Messrs. Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

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

Senate Bill No. 1—Approved January 29, 1937.

Senate Joint Resolution No. 2—Approved February 10, 1937.

Senate Joint Resolution No. 3—Approved February 11, 1937.

Senate Bill No. 9—Approved February 18, 1937.

Senate Bill No. 12—Approved February 18, 1937.

Mr. Simonton, on motion for leave, introduced Senate Bill No. 47, entitled:

An Act providing for Pensions for retired or disabled State Police or their families or orphans, establishing a Police Retirement Fund, and creating a State Police Pension Department to handle said fund and make payments therefrom.

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

Mr. Wright moved that the Senate adjourn until 12 o'clock, noon, Friday, February 19, 1937.

Motion prevailed.

•TWENTY-SIXTH LEGISLATIVE DAY•

Friday, February 19, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Rolled called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, House Joint Resolution No. 5 with House Amendment No. 1, entitled:

Providing for the addition of seven members to the Commission to arrange for the celebration of the Three Hundredth Anniversary of the founding of the First Permanent Civilized Settlement in the State of Delaware.

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

W. A. SIMONTON  
NORRIS N. WRIGHT  
L. L. MALONEY  
W. J. POORE  
S. M. D. MARSHALL

On motion of Mr. Simonton, Senate Substitute for House Joint Resolution No. 5 with House Amendment No. 1, entitled:

Providing for additional members to the Commission to plan and execute its plan for the celebration of the Three Hundredth Anniversary of the Founding of the First Permanent Civilized Settlement in the State of Delaware.

Was taken up for consideration in order to pass the Senate.

Mr. Chandler moved that Senate Substitute for House Joint Resolution No. 5 with House Amendment No. 1, be read.

Motion prevailed.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Wright, Mr. President Pro Tem—15:

NAYS—None.

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

Ordered to the House for concurrence.

#### EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.



Same Day, Later

Senate met in Regular Session.

On motion of Mr. Matthews, Senate Bill No. 11, entitled:

An Act to amend Section 47, Chapter 43 of the Revised Code of Delaware, 1935, authorizing the Levy Court of Kent County to appropriate County Monies to David C. Harrison Post, No. 14, Inc., American Legion, for the maintenance of ambulance.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Hannam presented for reading, the following communication, and requested that it be spread on the pages of the Journal.

Motion prevailed.

#### BRACK-EX METHODIST EPISCOPAL CHURCH

Brack-Ex, Delaware, February 19, 1937

Hon. Hector W. Hannam,  
State Senator, Fourth District,  
Legislative Hall,  
Dover, Delaware.

Dear Sir:

The Official Board of Brack-Ex M. E. Church at a special meeting in the church on Wednesday night, February 10, 1937, adopted the following resolution:

WHEREAS, According to the Holy Scriptures, God has commanded us to remember the Sabbath Day and to keep it holy, and

WHEREAS, We as Christians earnestly desire to obey God and to aid fallen humanity by pointing them to the Saviour, Jesus Christ, Who taketh away the sins of the world,

THEREFORE, BE IT RESOLVED, That the Official Board of Brack-Ex M. E. Church on behalf of the membership of the church go on record as being opposed to any legislation liberalizing the existing State Liquor Laws, and

BE IT FURTHER RESOLVED, That we are opposed to the passage of any laws making motion pictures legal in the State of Delaware on Sunday, and do earnestly and prayerfully urge the General Assembly of the State of Delaware not to pass legislation allowing either of the above mentioned movements, and

BE IT FURTHER RESOLVED, That copies of this resolution be sent to State Senator Hector W. Hannam and to Representative Eugene W. Scarborough, to be read before their respective bodies.

Very truly yours,

LEONARD E. BARNES  
*Secretary*

Mr. Marshall, on behalf of the Committee on Elections, to whom had been referred, House Bill No. 5, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware, 1935, by changing the polling place in the Third Election District of the Tenth Representative District in Sussex County.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL  
D. W. STEELE  
H. M. HANNAM  
DANIEL E. KELLY  
W. E. MATTHEWS, JR.

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

Senate Concurrent Resolution No. 6 with House Amendment No. 1, entitled:

In reference to adjournment until Thursday, February 25, 1937.

And presented the same to the Senate.

Mr. Matthews, on motion for leave, introduced Senate Bill No. 48, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

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

On motion of Mr. Chandler, Senate Resolution No. 12, entitled:

Appointing Stenographers and Typists for the Senate.

Was taken up for consideration in order to pass the Senate.

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

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

#### SENATE RESOLUTION NO. 23

Authorizing Payments on Accounts to Attaches and Employees of the Senate.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

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

House Substitute for House Bill No. 31, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, by providing for the election of Boards of Education and Boards of School Trustees.

And presented the same to the Senate.

The President Pro Tem proceeded to administer the following oaths:

The State of Delaware,	} ss.
Kent County,	

I, ROSEMARY KNIGHT, 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 Stenographer for the Senate in the General Assembly of the State, according to the best of my ability.

ROSEMARY KNIGHT

Sworn and subscribed to this 19th day of February, A. D. 1937.

W. A. SIMONTON

*President Pro Tem of the Senate*

The State of Delaware, }  
 Kent County, } ss.

I, ANNA C. DOWNING, 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 Stenographer for the Senate in the General Assembly of the State, according to the best of my ability.

ANNA C. DOWNING

Sworn and subscribed to this 19th day of February, A. D. 1937.

W. A. SIMONTON

*President Pro Tem of the Senate*

Mr. Maloney, on motion for leave, introduced Senate Bill No. 49, entitled:

An Act to authorize the the sale and conveyance of a certain lot, piece or parcel of land belonging to the State of Delaware, situated in the Town of Odessa, in New Castle County, Delaware.

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

Mr. Davis, on motion for leave, introduced Senate Bill No. 50, entitled:

An Act to amend Chapter 43, Revised Code of Delaware, 1935, relating to Levy Courts by fixing a Maximum Tax Rate for Kent and Sussex Counties.

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

Mr. Davis, on motion for leave, introduced Senate Bill No. 51, entitled:

An Act to amend Chapter 43, Revised Code of Delaware, 1935, relating to Levy Courts, by fixing a Maximum Tax Rate for New Castle County.

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

Mr. Davis, on motion for leave, introduced Senate Bill No. 52, entitled:

An Act to amend Chapter 44, Revised Code of Delaware, 1935, relating to Valuation and Assessment of Property, and fixing a maximum assessment with respect to property in the respective counties.

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

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

House Bill No. 101, entitled:

An Act authorizing the Commissioners of Bridgeville to appropriate annually out of the taxes collected on Real Estate and Capitation Taxes a sum of money to the Bridgeville Fire Company, a Corporation of the State of Delaware.

And presented the same to the Senate.

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

House Bill No. 81, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, by authorizing the Levy Court of Sussex County to appropriate County Monies to Seaford Volunteer Fire Company for maintenance of Ambulance.

And presented the same to the Senate.

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

House Bill No. 63, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to Occupation License for Bottler.

And presented the same to the Senate.

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

House Bill No. 59, entitled:

An Act relating to Justices of the Peace; Duty to inform defendants and party litigants of right to appeal.

And presented the same to the Senate.

The Chair presented House Bill No. 116, entitled:

An Act in relation to preparing Certain Books of Registered Voters in new Election Districts.

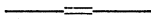
Mr. Poore moved that so much be considered the first and second reading of the bill.

Motion prevailed.

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

Mr. Chandler moved that the Senate recess for ten minutes.

Motion prevailed.



Same Day, Later

Senate met at expiration of recess.

The Chair presented Senate Concurrent Resolution No. 6 with House Amendment, No. 1, entitled:

In reference to adjournment until Thursday, February 25, 1937.

Mr. Chandler moved that Senate Concurrent Resolution No. 6 with House Amendment No. 1 be taken up for action.

Motion prevailed.

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

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

YEAS—None.

NAYS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Wright, Mr. President Pro Tem—15.

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

Ordered returned to the House.

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Monday, February 22, 1937.

Motion prevailed.



## \*TWENTY-SEVENTH LEGISLATIVE DAY\*

Monday, February 22, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment.

Roll called.

Members Present—Matthews, Poore—2.

There being no quorum present, adjournment was made until 8:30 o'clock, A. M., Tuesday, February 23, 1937.

«*TWENTY-EIGHTH LEGISLATIVE DAY*»

Tuesday, February 23, 1937, 8:30 o'clock, A. M.

Prayer by the House Chaplain, Rev. James E. O'Neil.

Roll called.

Members Present—Moore, Sylvester—2.

There being no quorum present, adjournment was made until 8:30 o'clock, A. M., Wednesday, February 24, 1937.

The Senate proceeded on the New Castle County visitation trip.

The following institutions were visited:

Blind Shop, 305 West 8th Street, Wilmington.

Edgewood Sanitorium.

Brandywine Sanitorium.

At 1 P. M. the Senate had luncheon at the Wilmington Country Club.

After luncheon the following institutions were visited:

Ferris Industrial School.

New Castle County Workhouse.

Industrial School for Colored Girls.

Industrial School for Girls at Claymont. Dinner served at 6 P. M.

*«TWENTY-NINTH LEGISLATIVE DAY»*

Wednesday, February 24, 1937, 8:30 o'clock, A. M.

Roll called.

Members Present—Moore, Sylvester, Thomas—3.

There being no quorum present, the Senate proceeded to adjourn until 12 o'clock, Noon, Thursday, February 25, 1937.

The Senate continued the New Castle County visitation as follows:

St. Michael's Day Nursery, 207 Washington Street, Wilmington.

Delaware State Hospital.

University of Delaware, Newark, Delaware. Lunch.

Hotel duPont, Wilmington. Chamber of Commerce Dinner at 7 P. M. in the Ball Room.

«THIRTIETH LEGISLATIVE DAY»

Thursday, February 25, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

The following communications were read and ordered filed:

February 24, 1937

Hon. James L. Davis  
Milford, Delaware

My dear Senator Davis:

May I register with you the very definite opposition of the Legislative Committee of the Delaware Branch of the American Association of University Women to the proposed change back to the electoral system for selection of Boards of Education and School Trustees? We wish to go on record as heartily favoring retention of the present appointive system.

Very truly yours,

THE LEGISLATIVE COMMITTEE  
DELAWARE BRANCH A. A. U. W.  
(Per MARJORIE H. WAGNER)

R. F. D. 3, Wilmington, Delaware

Bridgeville, Delaware, February 23, 1937

Senator Sylvester  
Harrington, Delaware

Dear Earl:

Am sure you will agree that it is worth more than \$50.00 to be a bachelor, but as the nigger said, "That is a lot of money." Anyway, I do not think anyone thinks of such a tax. Wouldn't we rather spend some of that \$50.00 buying drinks and silk underwear for a nice little babe of 19 years? When they ask me, "why haven't you ever married?" I reply, "Am looking for a rich widow who had a mean husband and if I treat her half way right she will appreciate me as so much better than her first husband."

Tell Ringler to put in a bill to also tax unmarried women over 30. Women, as you know, get the jobs away from the men, hence the men must remain single.

Hope you are well, and conduct good.

Sincerely,

ED. LAYTON

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

House Concurrent Resolution No. 8, entitled:

Providing for a Joint Session to receive any message that the Governor may have to offer.

And presented the same to the Senate.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

On motion of Mr. Ross, House Bill No. 19, entitled:

An Act making an appropriation for Furnishings and for Maintenance of Davies and Forrest Cottages at 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. Chandler, Davis, Hannam, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered returned to the House.

Mr. Chandler, on motion for leave, introduced Senate Bill No. 53, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, entitled, "State Highway Department," by providing for the establishment of a Public Highway Drainage System; authorizing the State Highway Department to construct Ditches and Drains, and to take over existing Ditches and Drains affecting Public Highways, and to maintain, regulate and control the same; directing the several Levy Courts to appropriate money for, and otherwise to provide for the expense thereof; and by providing for the punishment of persons wilfully or negligently injuring Ditches and Drains; and by providing the power of Eminent Domain.

Mr. Chandler moved that so much be considered the first reading of the bill and the Printing Committee authorize to print 1000 copies.

Motion prevailed.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 54, entitled:

An Act authorizing "The Town of Frankford" to borrow Thirty-one Thousand Dollars (\$31,000) and to issue bond therefor for the purpose of redeeming and refunding certain outstanding bonds of "The Town of Frankford."

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

Mr. Sylvester, on motion for leave, introduced Senate Bill No. 55, entitled:

An Act agreeing to the proposed Amendment to Section 15 of Article 2 of the Constitution of the State of Delaware, relating to the compensation of the Members and Presiding Officers of the General Assembly, and fixing and limiting the amount for Clerks, Employees and Attaches.

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

Mr. Kelly presented for reading, the following communication:

300 W. 14th Street,  
Wilmington, Delaware  
February 23, 1937

Dear Senator Kelly:

As a taxpayer and a bachelor, I desire to take this opportunity to ask you to exert every effort on your part to defeat Representative Wm. R. Ringler's tax bill. It is unfair, unjust and unconstitutional.

To impose an exorbitant tax upon a special class of citizens breeds contempt for all law and order.

I wish it were possible for a "little taxpayer" to appear before Legislative Committees and plead his cause. I feel sure my forensic ability would enable me to correctly expound my belief and opinions.

Trusting you will oppose this ridiculous piece of legislation, I am, Sir,

Respectfully yours,

WILLIAM G. JONES

Mr. Wright, on motion for leave, introduced Senate Bill No. 56, entitled:

An Act to appropriate the sum of Five Hundred Dollars (\$500.00) for each of the years 1937 and 1938 to each of Aetna Hose, Hook and Ladder Company of Newark, Delaware, and to Robbins Hose Company No. 1 of Dover, Delaware.

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

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 17, entitled:

An Act to amend Chapter 108 of the Revised Code of Delaware, 1935, in relation to the indices of Judgments in New Castle County.

Reported the same back to the Senate favorably.

L. L. MALONEY  
H. M. HANNAM  
FRED A. WALLS  
DAVID W. STEELE  
W. J. POORE

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 36, entitled:

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

Reported the same back to the Senate favorably.

L. L. MALONEY  
H. M. HANNAM  
FRED A. WALLS  
DAVID W. STEELE  
W. J. POORE

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 7, entitled:

An Act to amend Chapter 11 of the Revised Code of the State of Delaware, 1935, relating to the official securities of the Clerk of the Peace of Sussex County.



Reported the same back to the Senate favorably.

L. L. MALONEY  
H. M. HANNAM  
FRED A. WALLS  
DAVID W. STEELE  
W. J. POORE

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 6, entitled:

An Act to make valid the record of Legal Instruments which have not been properly acknowledged.

Reported the same back to the Senate favorably.

L. L. MALONEY  
H. M. HANNAM  
FRED A. WALLS  
DAVID W. STEELE  
W. J. POORE

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 22, entitled:

An Act to revive and extend the time for recording Private Acts.

Reported the same back to the Senate favorably.

L. L. MALONEY  
H. M. HANNAM  
FRED A. WALLS  
DAVID W. STEELE  
W. J. POORE

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 3, entitled:

An Act proposing an Amendment to Article 8 of the Constitution of the State of Delaware, in reference to Capitation Tax.

Reported the same back to the Senate favorably.

L. L. MALONEY  
H. M. HANNAM  
FRED A. WALLS  
DAVID W. STEELE  
W. J. POORE

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 2, entitled:

An Act to amend Chapter 44 of the Revised Code of Delaware, 1935, in reference to Valuation and Assessment of Property and exempting Personal Property from Taxation and Assessment for Public Purposes.

Reported the same back to the Senate favorably.

L. L. MALONEY  
H. M. HANNAM  
FRED A. WALLS  
DAVID W. STEELE  
W. J. POORE

#### JOINT SESSION

The Sergeant-at-Arms announced the presence of the Speaker of the House and the Members of the House.

The Speaker and Members of the House were admitted and seated and entered into a Joint Session.

Mr. Holcomb moved that President Pro Tem Simonton act as President of the Joint Session.

Motion prevailed.

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

Motion prevailed.

The President Pro Tem named Messrs. Chandler and Holcomb as a Committee to escort the Governor to address the General Assembly.

The Governor, accompanied by his Secretary of State, Charles L. Terry, Jr., were escorted to the Chamber of the Joint Session of the General Assembly.

The Governor proceeded to deliver the following message:

MESSAGE OF  
HONORABLE RICHARD CANN McMULLEN  
TO THE  
ONE HUNDRED AND SIXTH GENERAL ASSEMBLY  
OF THE STATE OF DELAWARE  
CONVENING IN REGULAR SESSION  
AT DOVER ON THURSDAY  
THE TWENTY-FIFTH DAY OF FEBRUARY  
NINETEEN HUNDRED AND THIRTY-SEVEN

*Mr. President and Members of the One Hundred and Sixth General Assembly of the State of Delaware:*

In my first message to you in Joint Session since my inauguration on January nineteenth last, I find it my duty to direct your attention to the question of State finances, with the sincere hope that my ideas will meet with your approval.

In my address on January nineteenth, I said "The finances of a state are in one outstanding particular the same fundamentally as are the financial problems of any business enterprise. In the particular to which I refer, the problem is one of income and outgo. No business enterprise can long endure if the volume of its expenditures exceeds the volume of its income. If a business disregards this fundamental principal, its end is insolvency. If a State disregards it, repudiation, loss of credit and the impairment of governmental functions are the inevitable result."

During the last month, I have had an opportunity to study the State's financial condition and unfortunately I discover that the State's expenditures far exceed the volume of its income. If this condition is permitted to prevail unheeded, the inevitable result of impairing State credit must follow. You, as the Legislators of Delaware and myself, the Governor, can never permit this condition to come to pass.

In dealing with State finances, I prefer to deal with the State funds separately; namely, the General Fund, the School Fund, the Highway Fund and the Sinking Fund.

## (a) GENERAL FUND

It is estimated, and I believed rightly so, that the General Fund will have a balance of \$384,261.13 as of July first, 1937. However, in studying the budget submitted by my predecessor, I find that the estimated income for the fiscal year beginning July first, 1937, and ending July first, 1938, will amount to \$2,123,108 and that the estimated income for the fiscal year beginning July first, 1938, and ending July first, 1939, \$2,150,078 making a total income for the biennium of \$4,273,186. However, I find that the estimated expenditures listed in the budget for the fiscal year beginning July first, 1937, and ending July first, 1938, to be \$2,666,315 and for the fiscal year beginning July first, 1938, and ending July first, 1939, \$2,777,113. If you will subtract the estimated income from the estimated expenditures, you will find a deficit for the fiscal year beginning July first, 1937, and ending July first, 1938, of \$543,207 and a deficit for the fiscal year beginning July first, 1938, and ending July first, 1939, of \$627,035, making a total deficit of \$1,170,242. This figure does not include appropriations which are paid out of the General Fund to Fire Companies, St. Michael's Home for Babies, hospitals, Delaware Industrial School for Girls, Layton Home for Aged Colored, Palmer Home, Delaware Commission for the Blind, Kent and Sussex Fair, Delaware Society for Cruelty to Animals, Children's Bureau and the Children's Home Society, amounting to \$475,000 and if the same amounts are appropriated by this Legislature, would make a total General Fund deficit as of July first, 1939, of \$1,645,242.

## (b) SCHOOL FUND

It is estimated that the School Fund will have a cash balance as of July first, 1937, of \$2,327,000. I find that the anticipated income to the school fund for the fiscal year beginning July first, 1937, and ending July first, 1938, will amount to \$3,055,652, and for the fiscal year beginning July first, 1938, \$2,955,652. However, I find that the estimated expenditures for the operation, and maintenance of schools for the fiscal year beginning July first, 1937, ending July first, 1938, to be \$3,825,000, and for the fiscal year beginning July

first, 1938, and ending July first, 1939, of \$3,825,000. By these figures, a deficit is clearly established of \$1,638,696 for the next biennium for operation and maintenance of our schools, which if deducted from the cash on hand as of July first, 1937, will leave a balance in the school fund of only \$688,304 as of July first, 1939.

(c) HIGHWAY FUND

It is estimated that the Highway Fund as of July first, 1937, will have a cash balance of \$300,000. However, in dealing with this fund from a financial view point, I consider it safe, as at no time have the expenditures of this fund exceeded its income except for construction purposes for which bonds pledging the credit of the State are by law authorized to be issued. At the present time, the State owes approximately \$3,000,000, which money was used for highway construction and this debt is being paid at the rate of \$100,000 a year out of income paid into the Highway Fund.

(d) SINKING FUND

As of July first, 1937, the Sinking Fund will have investments with a value of \$57,000 plus cash representing dividends that have accumulated to the extent of approximately \$8,000, making a total amount of cash to the credit of the Sinking Fund of approximately \$66,000.

(e) In addition to the above funds, I find there are several special accounts kept by the State Treasurer for different State agencies that maintain themselves, such, for example, as the Fish and Game Commission.

In discussing the different funds above, constituting the treasury of the State of Delaware, it is clearly and unquestionably set forth that during the next biennium we face a definite deficit of approximately \$3,000,000 and the unpleasant duty and responsibility has been cast upon your shoulders and mine to either curtail this deficit or to devise ways and means of meeting it.

I am decidedly not in favor of burdening our people with heavier taxes, nor am I in favor of levying new taxes. However, I am strongly in accord and desire to

be placed on record as being in favor of declaring a moratorium on all building and construction programs during the next biennium. And, further, I feel it my duty to recommend to you that no department or agency of the State receive during the next biennium an amount greater than was appropriated to it for the last biennium for operation and maintenance, and wherever the amount requested or recommended in the budget, as prepared by my predecessor, is less than the amount appropriated during the last biennium that the amount requested or recommended should at least not be exceeded in all appropriations to State departments and agencies. I am of the opinion that they can operate much more economically than they are now operating and I feel it your duty to scrutinize their requests with great care and insist that the expenditures of all departments and agencies be decreased if it is at all possible to do so. We must begin to cut our garment to the size of our cloth. If a financial program or policy regarding income and outgo is constructed in other departments as in the State Highway Department, we would not be troubled with such a serious situation as now confronts us.

Because of my not offering a plan of retrenchment as to the deficit of the school fund to be incurred over the next biennium, criticism may ensue. My recommendation, however, is not a question of retrenchment but rather a question of curtailment. It is my earnest belief that a readjustment can be made concerning school expenditures during the next biennium that will enable the schools to operate within the School Fund's income.

If in your wisdom you decide, as I have decided, that present taxes should not be increased and that new taxes should not be levied, then it becomes your duty to take a definite stand and insist that the different departments and agencies of this State make a concerted effort to keep the State's expenditures within the limits of the State's current income. However, if after considering what I have said, you feel that the various departments and agencies cannot cut down their enormous cost of operation and maintenance, then it becomes your duty to increase present taxes or to levy new ones. In this respect, you have a grave responsibility as I find that the means necessary to balance incomes and expenditures are not consistent with gratifying the desires of various departments.

After having considered the State's financial condition and being opposed to increased taxes or additional taxes, as I have stated, I recommend to you the following:

(a) That you give serious study to the question of whether the recommendation as set out in the budget for the operation and maintenance of the schools during the next biennium may not be decreased without seriously impairing the efficient operation of the schools.

(b) Likewise, that you give serious study to the question of whether the recommendations as set out in the budget for the operation and maintenance of all other State Departments and Agencies during the next biennium may not be decreased without seriously impairing their efficient operation.

(c) That a sufficient portion of the gasoline tax be diverted before the same is deposited to the credit of the Highway Fund and that the said money thereby derived be paid into the General Fund to take care of the General Fund deficit.

It is with reluctance that I recommend the diversion of a portion of the gasoline tax from the Highway Fund to the General Fund. However, the Highway Fund is the only fund from which a diversion can be made of a sufficient amount to take care of the General Fund deficit over the next biennium and this can only be done by declaring a moratorium on road construction during that period. A deficit in the General Fund was avoided by diversions from the School Fund during the last biennium but this fund can no longer supply the needs of the General Fund. If this course is not taken and present taxes are not increased or new taxes are not levied, a bond issue would be necessary to take care of this deficit and I definitely could neither support nor approve any measure by which a sum of money would be raised by the issuance of bonds for operation and maintenance of State Government. In principal, to do such would be unsound. Consequently, I see no alternative than to divert from the Highway Fund until other Departments and Agencies can so readjust their finances that the State can keep within its income.

Though it is unpleasant, still it is my duty as Chief Executive of this State to insist that departments and agencies live within the State's income. It is your duty as the Legislature of Delaware and my duty as Governor to devise ways and means by which the State is able to close its fiscal years with a balanced budget.

During the last month many people have called to talk with me regarding appropriations for the next biennium and in almost every case, an increase is desired. We must appreciate and realize our present financial condition as herein set forth, and approach the State's financial affairs in the years to come with the spirit of conserving our Income wherever we can, rather than the spirit of devising ways and means of spending that which we do not have.

There is another matter which I would like to take up at this time with you; namely, my recommendation that you adopt an act concerning unemployment compensation for Delaware in conjunction with the Federal Social Security Act. In such an act, I recommend that labor should not have to contribute.

There are other matters of less importance and it will be a pleasure to take them up with you at a later date; however, I feel that the problems concerning State Finances and Unemployment Compensation are of such importance that each deserves our immediate attention.

Respectfully submitted,

RICHARD CANN McMULLEN

*Governor*

Mr. Chandler moved that the Secretary of the Senate and the Chief Clerk of the House compare Journals.

Motion prevailed.

The Secretary of the Senate announced that the Journals were compared and found to agree.

Mr. Chandler moved that the two Houses do now separate.

Motion prevailed.



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

SENATE RESOLUTION NO. 24

APPROPRIATING MONEY OUT OF THE STATE TREASURY TO PAY CERTAIN EXPENSES CONNECTED WITH THE SENATE OF THE ONE HUNDRED AND SIXTH GENERAL ASSEMBLY.

BE IT RESOLVED by the Senate of the One Hundred and Sixth General Assembly of the State of Delaware:

That the following amounts be and the same are hereby appropriated out of any money in the State Treasury for the payment of certain expenses connected with the present session of the Senate of the One Hundred and Sixth General Assembly of the State of Delaware, which said expenses are hereby declared to be proper and reasonable expenses actually incurred by the President and Members of the Senate for luncheons and traveling expenses, commonly called mileage, on February 23rd and February 24th, 1937, while performing their legislative duties in visiting the respective Institutions and State Agencies of the State, located in New Castle County, supported in whole or in part by the State and requiring appropriations from the State at the present Session of the General Assembly of the State, 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 respective claimants hereinafter named the respective amounts set opposite their respective names, to-wit:

Wilmington Country Club, C. M. Sheward, Treasurer,	
Wilmington, Delaware, 25 Luncheons .....	\$50.00
Ebe H. Chandler .....	46.30
Hector W. Hannam .....	12.70
Daniel E. Kelly .....	11.90
Levi L. Maloney .....	5.70
William E. Matthews .....	25.00
Frank Moody .....	13.50
Jennings H. Moore .....	42.20
William Jennings Poore .....	26.30
David W. Steele .....	51.10
Earl Sylvester .....	26.10
Alfred Bailey Thomas .....	27.90
Fred A. Walls .....	41.50
Norris N. Wright .....	13.30
Edward W. Cooch, <i>President</i> .....	14.11
William A. Simonton, <i>President Pro Tem</i> .....	11.90

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

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

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

YEAS — Messrs. Chandler, Davis, Hannam, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

#### EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

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Same Day, Later

Senate met in Regular Session.

Mr. Wright, on motion for leave, introduced Senate Bill No. 57, entitled:

An Act to amend Chapter 86, of the Revised Code of 1915 of the State of Delaware, relating to Divorce, and especially causes for Divorce a Vinculo Matrimonii.

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Friday, February 26, 1937.

Motion prevailed.

*THIRTY-FIRST LEGISLATIVE DAY*

Friday, February 26, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Rall called.

Members Present—Davis, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

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

Motion prevailed.

EXECUTIVE SESSION

Mr. Wright moved that the Senate go into Executive Session.

Motion prevailed.

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Same Day, Later

Senate met in Regular Session.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess. Lieutenant-Governor Edward W. Cooch presiding.

Mr. Ross, on motion for leave, introduced by request, Senate Bill No. 58, entitled:

An Act to amend Article 3, Chapter 20, of the Revised Code of Delaware, 1935, having to do with Provisions relating particularly to Life Insurance.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 59, entitled:

An Act to amend Chapter 162, Volume 37, Laws of Delaware, entitled "An Act changing the name of 'The Town of Milford' to 'The City of Milford' and establishing a Charter therefor," in relation to the transmission of Electric Current and/or Water beyond the City Limits.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 60, entitled:

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

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

Mr. Maloney, on motion for leave, introduced Senate Bill No. 61, entitled:

An Act to protect trademark owners, producers, distributors and the general public against injurious and uneconomic practices in the distribution of competitive commodities bearing a distinguishing trademark, brand or name, through the use of voluntary contracts establishing minimum resale prices and providing for refusal to sell unless such minimum resale prices are observed.

Mr. Maloney moved that so much be considered the first reading of the Bill and that 100 copies of the Bill be printed.

Motion prevailed.

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

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

House Bill No. 140, entitled:

An Act authorizing "The Mayor and Council of New Castle" to borrow money and issue bonds therefor for the purpose of redeeming and refunding the outstanding "Sewer Bonds" of said City.

And presented the same to the Senate.

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

House Bill No. 139, entitled:

An Act to amend An Act entitled, "An Act amending, revising and consolidating the Charter of the City of New Castle," by authorizing the sale of lands purchased by the City on Tax Sales.

And presented the same to the Senate.

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

House Bill No. 138, entitled:

An Act to provide for the construction and/or repairing of Lanes and Driveways by the State Highway Department.

And presented the same to the Senate.

Mr. Matthews, on motion for leave, introduced Senate Bill No. 62, entitled:

An Act to amend 197. Sec. 163. of Article 16, of Chapter 6, of the Revised Code of Delaware, 1935, relating to State Revenue, by fixing the License Fees for Contractors and Sub-Contractors.

Mr. Kelly moved that 100 copies of Senate Bill No. 62 be printed.

Motion prevailed.

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

The Chair presented House Bill No. 81, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, by authorizing the Levy Court of Sussex County to appropriate County monies to Seaford Volunteer Fire Company for maintenance of Ambulance.

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

The President announced he is about to sign:

House Bill No. 19.

Senate Substitute for House Joint Resolution No. 5 with House Amendment No. 1.

The Chair presented House Substitute for House Bill No. 31, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, by providing for the election of Boards of Education and Boards of School Trustees.

Mr. Poore moved that the Rules be suspended and that so much be considered the first reading of the bill.

Motion prevailed.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 63, entitled:

An Act to amend Chapter 27 of the Revised Code of Delaware, 1935, relating to the Medical Council of Delaware.

Mr. Marshall moved that the Rules be suspended and so much be considered the first reading of the bill.

Motion prevailed.

Mr. Marshall moved that 200 copies of Senate Bill No. 63 be printed.

Motion prevailed.

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

Mr. Poore, on motion for leave, introduced Senate Bill No. 64, entitled:

An Act to appropriate moneys to the State Military Board for Repairs to State Owned Armories.

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

Mr. Davis, on motion for leave, introduced Senate Bill No. 65, entitled:

An Act authorizing the Levy Courts of Kent and Sussex Counties, to appropriate, in equal amounts, monies to the Carlisle Fire Company, Milford, Delaware, for the maintenance of its Ambulance.

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

Mr. Wright moved that the Senate adjourn until 12 o'clock, Noon, Monday, March 1, 1937.

Motion prevailed.

«THIRTY-SECOND LEGISLATIVE DAY»

Monday, March 1, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

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

House Concurrent Resolution No. 9, entitled:

To study appropriate Legislation needed, or required, to establish a Department of Labor and Industry.

And presented the same to the Senate.

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

House Bill No. 204, entitled:

An Act authorizing "Commissioners of Lewes" to purchase right-of-way across private lands for the purpose of constructing the Inlet from Delaware Bay into Lewes and Rehoboth Canal, and to institute condemnation proceedings for that purpose if necessary.

And presented the same to the Senate.



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

House Concurrent Resolution No. 10, entitled:

A Resolution extending the time for the introduction of new Bills in the 106th General Assembly.

And presented the same to the Senate.

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

House Bill No. 168, entitled:

An Act to authorize the City of New Castle to retire the City Clerk of said City on pension after twenty years of service.

And presented the same to the Senate.

The Chair presented House Bill No. 138, entitled:

An Act to provide for the construction and/or repairing of Lanes and Driveways by the State Highway Department.

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

The Chair presented House Bill No. 139, entitled:

An Act to amend An Act entitled, "An Act amending, revising and consolidating the Charter of the City of New Castle," by authorizing the sale of lands purchased by the City on Tax Sales.

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

The Chair presented House Bill No. 140, entitled:

An Act authorizing "The Mayor and Council of New Castle" to borrow money and issue bonds therefor for the purpose of redeeming and refunding the outstanding "Sewer Bonds" of said City.

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

The Chair presented House Bill No. 204, entitled:

An Act authorizing "Commissioners of Lewes" to purchase right-of-way across private lands for the purpose of constructing the Inlet from Delaware Bay into Lewes and Rehoboth Canal, and to institute condemnation proceedings for that purpose if necessary.

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

The Chair presented House Bill No. 168, entitled:

An Act to authorize the City of New Castle to retire the City Clerk of said City on pension after twenty years of service.

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

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

A Resolution extending the time for the introduction of new Bills in the 106th General Assembly.

On motion of Mr. Poore, House Concurrent Resolution No. 10, entitled:

A Resolution extending the time for the introduction of new Bills in the 106th General Assembly.

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. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

The following communication was read:

### DAUGHTERS OF THE AMERICAN REVOLUTION

Dover, Delaware, February 26, 1937

The meeting of the Delaware State Conference Daughters of the American Revolution has gone on record strongly endorsing the action to acquire the "Rocks" and expressing our ready and willing cooperation in any plans for the Swedish American Tercentenary Celebration.

MRS. WALTER WILLIAMS  
*State Regent*

MRS. WALTER MORRIS  
*State Corresponding Secretary*

The Chair presented House Bill No. 59, entitled:

An Act relating to Justices of the Peace; Duty to inform Defendants and Party Litigants of right to appeal.

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

The Chair presented House Bill No. 63, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to Occupation License for Bottler.

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

The Chair presented House Bill No. 101, entitled:

An Act authorizing the Commissioners of Bridgeville to appropriate annually out of the taxes collected on real estate and capitation taxes a sum of money to the Bridgeville Fire Company, a Corporation of the State of Delaware.

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

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

To study appropriate Legislation needed, or required, to establish a Department of Labor and Industry.

On motion of Mr. Chandler, House Concurrent Resolution No. 9, entitled:

To study appropriate Legislation needed, or required, to establish a Department of Labor and Industry.

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—None.

NAYS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

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

Ordered returned to the House.

On motion for leave, Mr. Simonton introduced Senate Concurrent Resolution No. 7, entitled:

#### SENATE CONCURRENT RESOLUTION NO. 7

EXPRESSING APPRECIATION OF THE MEMBERS OF THE SENATE FOR THE ENTERTAINMENT BY WILMINGTON CHAMBER OF COMMERCE.

BE IT RESOLVED by the Senate of the State of Delaware that the members of the Senate of the One Hundred Sixth General Assembly desire to extend to the Wilmington Chamber of Commerce their very deep appreciation for the splendid dinner and program furnished by the Wilmington Chamber of Commerce on the occasion of the One Hundredth Anniversary of the founding of the Wilmington Chamber of Commerce; and,

BE IT FURTHER RESOLVED that a copy of this Resolution, signed by the Secretary of the Senate, be forwarded to the Wilmington Chamber of Commerce.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

On motion for leave, Mr. Chandler introduced Senate Resolution No. 25, entitled:

#### SENATE RESOLUTION NO. 25

IN REFERENCE TO ADDITIONAL POSTAGE STAMPS FOR THE DOCUMENT CLERK OF THE SENATE.

BE IT RESOLVED, by the Senate of the One Hundred and Sixth General Assembly of the State of Delaware, that the State Librarian be and she is hereby authorized and directed to deliver to the Document Clerk of the Senate, postage stamps, from time to time, as needed, to the total value of One Hundred Dollars, in addition to stamps already delivered to said Document Clerk during this Session of the General Assembly; and

BE IT FURTHER RESOLVED, that the said Librarian be and she is hereby authorized to draw her warrant upon the State Treasurer for the said sum of One Hundred Dollars, and the State Treasurer is hereby authorized and directed to pay to the said Librarian the said sum of One Hundred Dollars, for the purchase of the said stamps, as a part of the expenses of the Senate at this present Session.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Mr. Steele, on behalf of the Committee on Municipal Corporations, to whom had been referred, House Bill No. 204, entitled:

An Act authorizing "Commissioners of Lewes" to purchase right-of-way across private lands for the purpose of constructing the Inlet from Delaware Bay into Lewes and Rehoboth Canal, and to institute condemnation proceedings for that purpose if necessary.

Reported the same back to the Senate favorably.

DAVID W. STEELE  
L. L. MALONEY  
DONALD P. ROSS  
S. M. D. MARSHALL  
DANIEL E. KELLY

Mr. Chandler, on motion for leave, introduced Senate Bill No. 66, entitled:

An Act appropriating moneys for the erection, equipment and maintenance of Cottages or Dormitories at Delaware Colony.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 67, entitled:

An Act making an appropriation for the Instalation of Oil Heating at Delaware Colony.

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

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 19, entitled:

An Act to amend 1022, Section 5, Chapter 32, Revised Code of Delaware, 1935, relative to State Board of Examiners of Undertakers.

Reported the same back to the Senate favorably.

W. A. SIMONTON  
NORRIS N. WRIGHT  
L. L. MALONEY  
S. M. D. MARSHALL  
W. J. POORE

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 20, entitled:

An Act to amend 1023, Section 6, Chapter 32, Revised Code of Delaware (1935), relative to State Board of Examiners of Undertakers.

Reported the same back to the Senate favorably.

W. A. SIMONTON  
NORRIS N. WRIGHT  
L. L. MALONEY  
S. M. D. MARSHALL  
W. J. POORE

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 21, entitled:

An Act to amend 1024, Section 7, Chapter 32, Revised Code of Delaware (1935), relative to State Board of Examiners of Undertakers.

Reported the same back to the Senate favorably.

W. A. SIMONTON  
NORRIS N. WRIGHT  
L. L. MALONEY  
S. M. D. MARSHALL  
W. J. POORE

The Chair presented House Bill No. 118, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, relating to the several Election Districts of the Tenth Representative District in New Castle County; redefining the boundaries of said Election Districts; and creating new Election Districts in said Tenth Representative District.

Mr. Chandler moved that the Rules be suspended and that so much of the reading be considered the first reading of the bill.

Motion prevailed.

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

Mr. Steele, on motion for leave, introduced Senate Bill No. 68, entitled:

An Act to authorize the State Board of Education to create new High School Districts for Colored Children.

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

Mr. Steele, on motion for leave, introduced Senate Bill No. 69, entitled:

An Act appropriating One Hundred and Ten Thousand Dollars for the purpose of erecting an addition to Lord Baltimore School, District No. 28, in Sussex County.

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

Mr. Poore, on motion for leave, introduced Senate Bill No. 70, entitled:

An Act to amend Chapter 8, Revised Code of Delaware, 1935, relating to Public Arms and Defense by providing for use of certain money received from rentals of Armories and from Court-Martial.

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



Mr. Thomas, on motion for leave, introduced Senate Bill No. 71, entitled:

An Act to amend Chapter 72, Revised Code of Delaware, 1935, relating to University of Delaware by increasing the number of the Board of Trustees.

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

Mr. Hannam, on motion for leave, introduced Senate Bill No. 72, entitled:

An Act to amend Chapter 71, Revised Code of Delaware, 1935, relating to Free Public Schools by defining Teachers in the Public Schools of the State of Delaware and provisions for their continuous employment: the making and cancelling of contracts of employment: causes for removal; appeal.

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Tuesday, March 2, 1937.

Motion prevailed.

*THIRTY-THIRD LEGISLATIVE DAY*

Tuesday, March 2, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the House Chaplain, Rev. James E. O'Neil.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Matthews, Moody, Moore, Poore, Ross, Steele, Thomas, Walls, Wright, Mr. President Pro Tem—14.

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

Motion prevailed.

Mr. Hannam, on motion for leave, introduced Senate Bill No. 73, entitled:

An Act appropriating Thirty Thousand Dollars for the purpose of erecting an addition to the Newport Public School, District No. 106-C, in New Castle County to provide for an addition of Five Classrooms to the Junior High School.

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

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

House Bill No. 124 with House Amendments Nos. 1 and 2, entitled:

An Act to Re-Incorporate the Town of Frankford.

And presented the same to the Senate.

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

House Bill No. 166, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the creation of a Delaware Liquor Commission of three members.

And presented the same to the Senate.

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

House Joint Resolution No. 6, entitled:

Appointing and directing a committee to be composed of members of the House of Representatives and of the Senate to select and purchase furniture for use in the foyer between the office of the Governor and the office of the Secretary of State and in the lobby of the main Legislative Floor.

And presented the same to the Senate.

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

House Bill No. 142, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware of 1935, relating to the Insurance Department.

And presented the same to the Senate.

Mr. Kelly, on motion for leave, introduced Senate Bill No. 74, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game by establishing an Open Season for Snipe.

Mr. Kelly moved that so much of the reading be considered the first reading of the bill.

Motion prevailed.

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

The Chair presented House Bill No. 166, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the creation of a Delaware Liquor Commission of three members.

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

On motion of Mr. Walls, House Bill No. 204, entitled:

An Act authorizing "Commissioners of Lewes" to purchase right-of-way across private lands for the purpose of constructing the Inlet from Delaware Bay into Lewes and Rehoboth Canal, and to institute Condemnation Proceedings for that purpose if necessary.

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. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered returned to the House.

The Senate proceeded on scheduled visitation trip, as follows:

2 P. M.—State College for Colored Students, Dover.

3:30 P. M.—Welfare Home at Smyrna.

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Wednesday, March 3, 1937.

Motion prevailed.

«THIRTY-FOURTH LEGISLATIVE DAY»

Wednesday, March 3, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

The Sergeant-at-Arms announced the presence of Secretary of State Charles L. Terry, Jr., who delivered a message to the Senate from the Governor.

EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

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Same Day, Later

Senate met in Regular Session.

On motion for leave, Mr. Chandler introduced Senate Resolution No. 26, entitled:

SENATE RESOLUTION NO. 26

IN REFERENCE TO ELECTION OF OFFICERS.

BE IT RESOLVED, by the Senate of the One Hundred and Sixth General Assembly of the State of Delaware in Biennial Session met:-

That the following named person be and he is hereby elected to serve during this Session, in the respective office named, to-wit:-

Doorkeeper—Edward Baker.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Steele, Walls, Wright, Mr. President Pro Tem—13.

NAYS—Mr. Thomas—1.

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

On motion for leave, Mr. Chandler introduced Senate Resolution No. 27, entitled:

#### SENATE RESOLUTION NO. 27

APPROPRIATING CERTAIN MONEY OUT OF THE STATE TREASURY FOR PART PAYMENT OF PRINTING EXPENSES CONNECTED WITH THE PRESENT SESSION.

BE IT RESOLVED by the Senate of the One Hundred and Sixth General Assembly, that the following amount be and it is hereby appropriated out of the General Fund of the State for part payment of printing expenses connected with the present session of the Senate, and the State Treasurer is hereby authorized and directed to pay to the claimant hereinafter named the amount set opposite the name of said claimant, namely:

Milford Chronicle Publishing Co. .... \$2,000.00

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Steele, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

The Chair presented House Bill No. 124 with House Amendments Nos. 1 and 2, entitled:

An Act to Re-Incorporated the Town of Frankford.

Mr. Poore moved that so much of the reading be considered the first reading of the bill.

Motion prevailed.

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

The Chair presented House Joint Resolution No. 6, entitled:

Appointing and directing a committee to be composed of members of the House of Representatives and of the Senate to select and purchase furniture for use in the foyer between the office of the Governor and the office of the Secretary of State and in the lobby of the main Legislative Floor.

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

The Chair presented House Bill No. 142, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware of 1935, relating to the Insurance Department.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 75, entitled:

An Act appropriating \$90,000.00 for the purpose of erecting and equipping a new School Building, at Rehoboth, Delaware, District No. 111, Sussex County.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 76, entitled:

An Act to amend An Act entitled, "An Act to Re-incorporate the Town of Milton," being Chapter 154, of Volume 33, Laws of Delaware, by increasing the limit of the amount which may be borrowed by "The Town of Milton."

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

Mr. Poore, on motion for leave, introduced Senate Bill No. 77, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, relating to Delaware Workmen's Compensation Law by providing for the application thereof to the Officers and Enlisted Men of the Delaware National Guard.

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

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess. Lieutenant-Governor Edward W. Cooch presiding.



The President proceeded with administering the following oath:

The State of Delaware, }  
Kent County, } ss.

I, EDWARD BAKER, 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 Doorkeeper for the Senate in the General Assembly of the State, according to the best of my ability.

EDWARD BAKER

Sworn and subscribed to this 3rd day of March, A. D. 1937.

EDWARD W. COOCH

*President of the Senate*

Mr. Simonton, on motion for leave, introduced Senate Bill No. 78, entitled:

An Act to amend Chapter 41 of the Revised Code of Delaware, 1935, relating to Non-Resident Dependent Children.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 79, entitled:

An Act to establish a system of Unemployment Compensation consistent with the Federal Social Security Act without liability on the part of the State of Delaware.

Mr. Simonton moved that so much of the reading be considered the first reading of the bill.

Motion prevailed.

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

On motion for leave, Mr. Chandler introduced Senate Resolution No. 28, entitled:

# SENATE RESOLUTION NO. 28

## AUTHORIZING PAYMENTS ON ACCOUNT TO ATTACHES AND EMPLOYEES OF THE SENATE.

BE IT RESOLVED, by the Senate of the One Hundred and Sixth General Assembly, that the State Treasurer be and he is hereby authorized to pay to any attache or employee of the Senate, who has been duly appointed by Resolution of the Senate, upon the order of the President Pro Tem of the Senate, sums on account from time to time, not to exceed a total on account amounting to the total sum of Two Hundred Dollars to any one person,—any such sums so paid shall be charged against the salaries of the respective persons to whom paid, and shall be a part of the expenses of the Senate at this Session.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Steele, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Mr. Thomas, on motion for leave, introduced Senate Bill No. 80, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, relating to Motor Vehicles by providing for Registration of certain Motor Vehicles used exclusively for and in Farm Work.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 81, entitled:

An Act to amend Article 4, Chapter 25 of the Revised Code of Delaware, 1935, designating the State Board of Health as the Agency of the State to administer a program for Indigent Crippled Children.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 82, entitled:

An Act to provide for the Licensing of Engineers and Boiler Operators for the protection of life and property in the operation of Steam Boilers, Steam Machinery, Electrical Generation, Switchboard Operation and Refrigerating Machinery.

Mr. Walls moved that so much of the reading be considered the first reading of the bill and 300 copies be printed.

Motion prevailed.

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Thursday, March 4, 1937.

Motion prevailed.

❖*THIRTY-FIFTH LEGISLATIVE DAY*❖

Thursday, March 4, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

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

Senate Concurrent Resolution No. 7 with House Amendment No. 1, entitled:

Expressing appreciation of the Members of the Senate for the Entertainment by Wilmington Chamber of Commerce.

And presented the same to the Senate.

The President announced he is about to sign:

House Bill No. 204.

Mr. Ross, on motion for leave, introduced Senate Bill No. 83, entitled:

An Act relating to Neglected and Dependent Children, residents of or citizens of the State of Delaware, and making an appropriation for the Care, Custody, Control, Support and Placement thereof.

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

The Chair presented Senate Concurrent Resolution No. 7 with House Amendment No. 1, entitled:

Expressing appreciation of the Members of the Senate for the Entertainment by Wilmington Chamber of Commerce.

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

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

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

YEAS—Messrs. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

Mr. Hannam moved that Senate Bill No. 46 be stricken from the Calendar.

Motion prevailed.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

Mr. Kelly, on motion for leave, introduced Senate Bill No. 84, entitled:

An Act to amend Chapter 92, Volume 23, Laws of Delaware, being An Act entitled "An Act to provide for the organization and control of the Public Schools of the City of Wilmington" as amended by Chapter 163, Volume 32, Laws of Delaware, and further amended by Chapter 202, Volume 37, Laws of Delaware in reference to the Appointment of Members of the Board of Public Education of Wilmington by the Resident Judge of New Castle County.

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

Mr. Simonton moved that the Senate adjourn until 12 o'clock Noon, Friday, March 5, 1937.

Motion prevailed.

*THIRTY-SIXTH LEGISLATIVE DAY*

Friday, March 5, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Davis, Hannam, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Thomas, Walls, Wright, Mr. President Pro Tem—14.

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

Motion prevailed.

Mr. Ross for Mr. Simonton, on motion for leave, introduced Senate Bill No. 85, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, relating to County Treasurers and Collection of Taxes by further defining the Powers and Authority of the County Treasurers in the Collection of Taxes.

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

Mr. Ross for Mr. Simonton, on motion for leave, introduced Senate Bill No. 86, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to the Levy Court of New Castle County by further defining the Powers and Authority of said Court.

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

Mr. Ross for Mr. Simonton, on motion for leave, introduced Senate Bill No. 87, entitled:

An Act to amend Chapter 65 of the Revised Code of Delaware, 1935, relating to Corporations.

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

Mr. Ross for Mr. Simonton, on motion for leave, introduced Senate Bill No. 88, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue.

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

Mr. Ross for Mr. Simonton, on motion for leave, introduced Senate Bill No. 89, entitled:

An Act to amend Chapter 65 of the Revised Code of Delaware, 1935, relating to Corporations.

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

Mr. Poore, on motion for leave, introduced Senate Bill No. 90, entitled:

An Act prohibiting the storing of Abandoned Automobiles and prohibiting the maintenance of an Automobile Junk Yard along State Highways.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 91, entitled:

An Act to amend Chapter 75, of the Revised Code of Delaware, 1935, relating to the Public Welfare by providing aid to the Needy Blind consistent with Title X. of the Federal Social Security Act.

Mr. Ross moved that so much of the reading be considered the first reading of the bill.

Motion prevailed.



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

Mr. Thomas, on motion for leave, introduced Senate Bill No. 92, entitled:

An Act to authorize the Dover Special School District to borrow Two Hundred Fifty Thousand Dollars with which to construct additional buildings, and to issue bonds therefor.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 93, entitled:

An Act making an appropriation to the Public Archives Commission for the purpose of securing certain material relating to Delaware Families and Delaware History.

Mr. Wright moved that so much of the reading be considered the first reading of the bill.

Motion prevailed.

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

Mr. Hannam, on motion for leave, introduced Senate Bill No. 94, entitled:

An Act appropriating money for repairs of buildings and purchase of a horse for the Industrial School for Colored Girls of Delaware.

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

Mr. Hannam, on motion for leave, introduced Senate Bill No. 95, entitled:

An Act to amend Chapter 51 of the Revised Code of Delaware, 1935, relating to Constables, and providing for additional police for Brandywine and Christiana Hundreds.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 96, entitled:

An Act to amend Chapter 56 of the Revised Code of Delaware, 1936, relating to the Registration of Voters.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 97, entitled:

An Act to amend Chapter 58 of the Revised Code of Delaware, 1936, relating to Primary Elections.

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

Mr. Ross moved that the Senate recess until 2 o'clock P. M.  
Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess. Lieutenant-Governor Edward W. Cooch presiding.

Mr. Ross, on motion for leave, introduced Senate Bill No. 98, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1936, by adding new Sections thereto, relating to the method of determining "Income" to Life Tenants of Testamentary Trust Estates.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 99, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, by adding a new Section to be known as Section 35A, defining the term "Principal" in Accounting and Distribution of Trust Funds.

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

The Chair offered the following communications, which were read:

EPWORTH METHODIST EPISCOPAL CHURCH

TENTH AND LOMBARD STREETS

Wilmington, Delaware, March 4, 1937

The Honorable Edward W. Cooch  
Lieutenant Governor of Delaware.

Sir:-

At a meeting of representatives of the churches of the State held in West Presbyterian Church, December 10, 1936, the following resolutions were adopted:

WHEREAS the worshipful Lord's Day is vital to the home, to the church and to the State;

WHEREAS there are determined attempts being made in Delaware to wrench this Day from its Divine purpose and give it to amusements, sports and commercialism.

THEREFORE BE IT RESOLVED by this meeting of citizens of Delaware that we most earnestly request the Legislature of Delaware to defeat any and all bills that may be introduced to legalize Sunday amusements, Sunday sports or unnecessary Sunday business.

BE IT FURTHER RESOLVED that we request Dr. W. W. Davis and Rev. Ivanhoe Willis (with power to add others) to be our representatives at Dover during the session of the Legislature, and that Dr. W. E. Gunby, Dr. E. A. Sexsmith, Dr. E. C. Hallman, Dr. J. H. Darling, Dr. F. Raymond Baker and the administrative officers of all cooperating denominations be requested to serve on our Legislative Advisory Committee.

BE IT FURTHER RESOLVED that a copy of these resolutions be sent to the Governor, the Lieutenant-Governor, the Chairman of the Senate, and the Speaker of the House of the State of Delaware.

I have the honor to remain,

Yours faithfully,

W. J. McKEE

*Secretary*

STATE OF DELAWARE  
OFFICE OF THE ATTORNEY GENERAL

Wilmington, Delaware, March 4, 1937

Hon. Edward W. Cooch,  
President of the State Senate,  
Dover, Delaware.

Honorable Sir:

As directed by the provisions of Chapter 119 of 40 Delaware Laws, page 412, Honorable Clarence A. Southerland and the writer most respectfully herewith make their report to the House of Representatives of the General Assembly of the State of Delaware relative to their actions as Commissioners on behalf of the State of Delaware, in their meetings with Commissioners of the State of New Jersey relative to matters arising from the established boundary line between said two States.

Most respectfully yours,

P. WARREN GREEN  
*Attorney General*

In Matter of Boundary and  
Jurisdiction in Delaware  
River between the States  
of Delaware and New Jersey.

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REPORT OF  
COMMISSIONERS

To the Senate and General Assembly  
Of the State of Delaware:

Honorable Sirs:

The Commissioners appointed by Honorable C. Douglass Buck, then Governor of the State, in pursuance of the provisions of Chapter 119 of 40 Delaware Laws, page 412, said Act dealing with the matter above entitled, respectfully report, as required by said Act, that:

1. They have accepted the commissions to them issued under and in pursuance of the terms and provisions of the said Act of the Legislature of the State of Delaware and are in the discharge of the duties cast upon them by the said commissions.

2. Your Commissioners have met with T. G. Hilliard, William H. Chew and John M. Summerill, the Commissioners appointed and representing, in the above entitled matter, the State

of New Jersey, who were appointed by Honorable Harold G. Hoffman, Governor of the State of New Jersey, in pursuance of the provisions of Chapter 160, Laws of New Jersey 1935.

3. The matters entrusted by both States to their said Commissioners have been discussed fully and your Commissioners are in agreement with the Commissioners of the State of New Jersey in ascertaining the fact to be that pending definite disposition by the Legislature of the State of Delaware of the questions involved in the granting of permission to build a proposed tunnel to be constructed beneath the surface of the Delaware River within the limits of what is known as the "Twelve Mile Circle," it is impractical for the Commissioners of either State to recommend to their respective Legislatures any legislation at this time.

4. The Commissioners of both States are further in agreement that final action on the matters entrusted to the Commissioners should be deferred until such time as action shall have been taken by the Delaware Legislature on proposed or pending legislation affecting the construction of the said proposed tunnel.

5. By the second paragraph of said Act of this State your Commissioners are charged to report to this General Assembly as to their deliberations, and it is our opinion that upon the adjournment of the Legislature our duties and commissions will terminate. The General Assembly should give consideration to whether it desires this commission or another commission to carry on the proposed deliberations, and if so, proper legislation should be enacted.

Respectfully submitted,

P. WARREN GREEN

CLARENCE A. SOUTHERLAND

*Commissioners*

Mr. Matthews, on motion for leave, introduced Senate Bill No. 100, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to the Levy Court of Kent County by further defining the Powers and Authority of said Court.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 101, entitled:

An Act to regulate the taking of Sand from the Beaches along the Delaware River and Delaware Bay and the Atlantic Ocean.

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

Mr. Davis, on motion for leave, introduced Senate Bill No. 102, entitled:

An Act directing the State Highway Department to drain certain lands along Highways under the control and supervision of the State Highway Department.

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

Mr. Steele, on behalf of the Committee on Municipal Corporation, to whom had been referred, Senate Bill No. 59, entitled:

An Act to amend Chapter 162, Volume 37, Laws of Delaware, entitled "An Act changing the name of 'The Town of Milford' to 'The City of Milford' and establishing a Charter therefor," in relation to the transmission of electric current and/or water beyond the City Limits.

Reported the same back to the Senate favorably.

DAVID W. STEELE  
S. M. D. MARSHALL  
D. P. ROSS

Mr. Ross moved that the Senate adjourn until 11 o'clock, A. M., Monday, March 8, 1937.

Motion prevailed.

*THIRTY-SEVENTH LEGISLATIVE DAY*

Monday, March 8, 1937, 11 o'clock, A. M.

Senate met pursuant to adjournment. Lieutenant-Governor Edward W. Cooch presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Hannam, Kelly, Marshall, Matthews, Moody, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—14.

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

Motion prevailed.

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

Motion prevailed.

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

Senate met at expiration of recess. President Pro Tem Simonton presiding.

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

House Joint Resolution No. 13, entitled:

Requesting proper State Officials to obtain Federal Funds for Public Permanent Improvements.

And presented the same to the Senate.

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

House Joint Resolution No. 10, entitled:

Providing for the audit of Motor Fuel Tax Receipts by the Auditor of Accounts and appropriating monies to defray the expenses thereof.

And presented the same to the Senate.

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

Senate Bill No. 11, entitled:

An Act to amend Section 47, Chapter 43 of the Revised Code of Delaware, 1935, authorizing the Levy Court of Kent County to appropriate county moneys to David C. Harrison Post No. 14, Inc., American Legion, for the maintenance of Ambulance.

And returned the same to the Senate.

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

House Bill No. 44, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to "Contractors."

And presented the same to the Senate.

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

House Bill No. 85, entitled:

An Act authorizing and directing the Levy Court of Sussex County to appropriate money to the Laurel Fire Department, for the maintenance of Ambulance.

And presented the same to the Senate.



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

House Bill No. 264, entitled:

An Act relative to the taking of Oysters from Leipsic Creek, Simon's Creek and Mahon's River.

And presented the same to the Senate.

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

House Bill No. 153, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, in reference to Amber Fog Lights.

And presented the same to the Senate.

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

House Bill No. 90, entitled:

An Act providing that all highways and roads in the State be named and marked by sign-boards and all dwellings thereon be given numbers.

And presented the same to the Senate.

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

House Bill No. 184, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to Tap Rooms and Minors.

And presented the same to the Senate.

Mr. Sylvester, on motion for leave, introduced Senate Bill No. 103, entitled:

An Act making an appropriation for the payment of salary increments to Public School Teachers for the School Years beginning respectively July 1, 1937 and July 1, 1938 and ending respectively June 30, 1938 and June 30, 1939.

Mr. Sylvester moved that so much of the reading be considered the first reading of the bill.

Motion prevailed.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 104, entitled:

An Act authorizing the Levy Court of Sussex County to appropriate County Moneys to the Frankford Volunteer Fire Company for the maintenance of an Ambulance.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 105, entitled:

An Act to amend Chapter 158, Volume 33, Laws of Delaware, entitled "An Act to re-incorporate the Town of Dagsboro" by further defining the Corporate Boundaries of said Town.

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

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 4, entitled:

An Act to authorize the Recorder of Deeds in and for Sussex County to make new Indices for Mortgages.

Reported the same back to the Senate favorably.

W. A. SIMONTON  
NORRIS N. WRIGHT  
S. M. D. MARSHALL

Mr. Simonton, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 101, entitled:

An Act to regulate the taking of Sand from the Beaches along the Delaware River and Delaware Bay and the Atlantic Ocean.

Reported the same back to the Senate favorably.

W. A. SIMONTON  
NORRIS N. WRIGHT  
S. M. D. MARSHALL

Mr. Ross, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 78, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to a County Free Library of New Castle County and appropriating County Moneys therefor.

Reported the same back to the Senate favorably.

DONALD P. ROSS  
EBE H. CHANDLER  
H. M. HANNAM

Mr. Chandler, on motion for leave, introduced Senate Joint Resolution No. 5, entitled:

#### SENATE JOINT RESOLUTION NO. 5

RELATING TO DISTRIBUTION OF REVISED CODE OF DELAWARE, 1935, BY AUTHORIZING THE STATE LIBRARIAN TO EXCHANGE COPIES THEREOF WITH STATE LIBRARIES OF OTHER STATES.

BE IT RESOLVED by the Senate and the House of Representatives of the State of Delaware in General Assembly met:

Section 1. That the State Librarian be and he is hereby authorized and directed to distribute one copy of the Revised Code of Delaware, 1935, to the State Library of each State of the United States maintaining or entering into a reciprocal exchange system or agreement with the State Library of this State.

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

Mr. Hannam, on behalf of the Committee on Buildings and Highways, to whom had been referred, Senate Bill No. 90, entitled:

An Act prohibiting the storing of abandoned Automobiles and prohibiting the maintenance of an Automobile Junk Yard along State Highways.

Reported the same back to the Senate favorably.

H. M. HANNAM  
S. M. D. MARSHALL  
W. E. MATTHEWS, JR.  
FRED A. WALLS

Mr. Hannam, on behalf of the Committee on Buildings and Highways, to whom had been referred, Senate Bill No. 102, entitled:

An Act directing the State Highway Department to drain certain lands along highways under the control and supervision of the State Highway Department.

Reported the same back to the Senate favorably.

H. M. HANNAM  
S. M. D. MARSHALL  
W. E. MATTHEWS, JR.  
FRED A. WALLS

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 63, entitled:

An Act to amend Chapter 27 of the Revised Code of Delaware, 1935, relating to the Medical Council of Delaware.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL  
DONALD P. ROSS  
H. M. HANNAM  
FRANK MOODY  
FRED A. WALLS

Mr. Marshall by request, on motion for leave, introduced Senate Bill No. 106, entitled:

An Act proposing an Amendment to Article 8 of the Constitution of the State of Delaware, relating to the diversion of Motor Vehicle Registration Fees, Operator's License Fees and Motor Fuel Taxes.

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

Mr. Marshall by request, on motion for leave, introduced Senate Bill No. 107, entitled:

An Act proposing an Amendment to Article 8 of the Constitution of the State of Delaware, relating to Motor Fuel Taxes.

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

Mr. Steele, on behalf of the Committee on Municipal Corporations, to whom had been referred, House Bill No. 124 with House Amendments Nos. 1 and 2, entitled:

An Act to Re-Incorporate the Town of Frankford.

Reported the same back to the Senate favorably.

DAVID W. STEELE  
S. M. D. MARSHALL  
DANIEL E. KELLY  
DONALD P. ROSS

Mr. Marshall, on motion for leave, introduced Senate Bill No. 108, entitled:

An Act authorizing the Council of "The City of Milford" to set aside annually a Sum of Money out of Taxes collected on the Real Property and Capitation Taxes in said City not in excess of Five Per Centum thereof for the purpose of creating a fund to be expended on account of the retirement of the Bonds now outstanding of the Carlisle Fire Company or for the maintenance or equipment of said Company.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 109, entitled:

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, by shortening the term of office of Councilmen; by providing that Assessors must be Freeholders; and by providing for the form of Ballots used in Special Elections on Bond Issues.

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

Mr. Chandler, on behalf of the Committee on Judiciary, to whom had been referred, House Bill No. 2, entitled:

An Act to make valid the Record of Legal Instruments which have not been properly acknowledged.

Reported the same back to the Senate favorably.

EBE H. CHANDLER  
DAVID W. STEELE  
S. M. D. MARSHALL  
FRANK MOODY  
NORRIS N. WRIGHT

Mr. Steele, on motion for leave, introduced Senate Bill No. 110, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" by prohibiting the catching of fish in waters under the jurisdiction of this State by means of thawlnets or other similar devices: penalty.

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

Mr. Ross for Mr. Simonton, on motion for leave, introduced Senate Bill No. 111, entitled:

An Act to amend Chapter 165, Revised Code of Delaware, 1935, relating to Motor Vehicles.

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

Mr. Marshall moved that 300 Copies of Senate Bill No. 109 be printed, entitled:

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, by shortening the term of office of Councilmen; by providing that Assessors must be Freeholders; and by providing for the form of Ballots used in Special Elections on Bond Issues.

Motion prevailed.

Mr. Thomas, on motion for leave, introduced Senate Bill No. 112, entitled:

An Act to authorize the Clerk of the Supreme Court of the State of Delaware to procure a New Seal.

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

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Tuesday, March 9, 1937.

Motion prevailed.

*THIRTY-EIGHTH LEGISLATIVE DAY*

Tuesday, March 9, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

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

House Concurrent Resolution No. 11, entitled:

Expressing the appreciation of the Members of the 106th General Assembly for the Dinner and Entertainment by the Management of the Hotel Darling.

And presented the same to the Senate.

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess. Lieutenant-Governor Edward W. Cooch presiding.

The Sergeant-at-Arms announced the presence of the Secretary of State, Charles L. Terry, Jr., who presented a message from the Governor.

### EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

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Same Day, Later

Senate met again in Regular Session.

Mr. Poore, on motion for leave, introduced Senate Bill No. 113, entitled:

An Act providing that all State Revenue, from any and all sources, shall be deposited in one Fund to be designated the "General Fund," to be appropriated only by Special Acts of the General Assembly.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 114, entitled:

An Act appropriating Money to the Palmer Home, Incorporated.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 115, entitled:

An Act appropriating Money to the United Spanish War Veterans of the State of Delaware.

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

Mr. Chandler moved that the Rules be suspended and that all Senate Bill be considered the first reading by title only.

Motion prevailed.



Mr. Chandler, on motion for leave, introduced Senate Bill No. 116, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to the Levy Court of Sussex County by further defining the Powers and Authority of said Court.

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

Mr. Kelly, on motion for leave, introduced Senate Bill No. 117, entitled:

An Act to amend Chapter 175 of the Revised Code of Delaware, 1935, in reference to Delaware Workmen's Compensation Law.

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

Mr. Ross by request, on motion for leave, introduced Senate Bill No. 118, entitled:

An Act creating a Juvenile and Family Court in and for New Castle County.

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

The Chair presented House Concurrent Resolution No. 11, entitled:

Expressing the appreciation of the Members of the 106th General Assembly for the Dinner and Entertainment by the Management of the Hotel Darling.

On motion of Mr. Kelly, House Concurrent Resolution No. 11, entitled:

Expressing the appreciation of the Members of the 106th General Assembly for the Dinner and Entertainment by the Management of the Hotel Darling.

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. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

Mr. Ross moved that action on all Senate Bills precede any action on House Bills.

Motion prevailed.

Mr. Hannam, on motion for leave, introduced Senate Bill No. 119, entitled:

An Act making it unlawful for certain persons connected with certain Public or Quasi-Public Institutions to receive personal compensation for certain services rendered.

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

Mr. Hannam, on motion for leave, introduced Senate Bill No. 120, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to Levy Courts, and providing for Lighting Streets and/or Highways in Unincorporated Communities or Villages in New Castle County.

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

Mr. Hannam, on motion for leave, introduced Senate Bill No. 121, entitled:

An Act providing for Janitor Services and Janitor Supplies in each and all of the Free Public Schools of the State of Delaware outside the Corporate Limits of City of Wilmington.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 122, entitled:

An Act to appropriate Ten Thousand Dollars with which to build or otherwise secure a Preventorium for Kent County.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 123, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, relating to General Elections by further defining the method of holding General Elections and the method of determining the results thereof.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 124, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 125, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, relating to County Treasurers and Collection of Taxes by further defining the Powers and Authority of the County Treasurers in the Collection of Taxes.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 126, entitled:

An Act to amend Chapter 44 of the Revised Code of Delaware, 1935, relating to the Valuation and Assessment of Property by further designating Assessable Property and the manner of making Assessments thereof.

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

Mr. Steele, on motion for leave, introduced Senate Bill No. 127, entitled:

An Act to create a State Park Commission; Powers; Duties; Penalty for Violations hereof.

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

Mr. Steele, on motion for leave, introduced Senate Bill No. 128, entitled:

An Act to create a Public Service Commission and to prescribe its Powers and Duties; Appropriation therefor.

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

Mr. Walls moved that Senate Bill No. 43 be stricken from the Calendar.

Motion prevailed.

Senator Matthews presented the following communication:

MEMBER OF NATIONAL FUNERAL DIRECTORS' ASSOCIATION  
DELAWARE STATE FUNERAL DIRECTORS'  
ASSOCIATION

Wilmington, Delaware, February 26, 1937

Mr. William E. Matthews,  
Smyrna, Delaware.

Dear Sir:-

Permit me to call to your attention Senate Bills Nos. 19, 20 and 21. These three bills now presented to your Honorable Legislative Body in session, have received the unanimous support of the members of the Delaware State Funeral Directors' Association. I believe these bills to be a valued consideration, to the cause to which they refer, and trust that you and members of the Legislative bodies will give them just and favorable consideration.

Very truly yours,

WM. E. HAINES

*President*

of Delaware State Funeral  
Directors' Association

On motion of Mr. Matthews, Senate Bill No. 19, entitled:

An Act to amend 1022, Section 5, Chapter 32, Revised Code of Delaware, 1935, relative to State Board of Examiners of Undertakers.

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. Chandler, Davis, Hannam, Kelly, Maloney, Matthews, Moody, Moore, Poore, Ross, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Matthews, Senate Bill No. 20, entitled:

An Act to amend 1023, Section 6, Chapter 32, Revised Code of Delaware (1935), relative to State Board of Examiners of Undertakers.

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. Chandler, Davis, Hannam, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Thomas, Walls, Wright, Mr. President Pro Tem—14.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Matthews, Senate Bill No. 21, entitled:

An Act to amend 1024, Section 7, Chapter 32, Revised Code of Delaware (1935), relative to State Board of Examiners of Undertakers.

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. Chandler, Davis, Hannam, Maloney, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Wright, Senate Bill No. 17, entitled:

An Act to amend Chapter 108 of the Revised Code of Delaware, 1935, in relation to the Indices of Judgments 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. Davis, Hannam, Maloney, Matthews, Moody, Moore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—13.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Simonton, on motion for leave, introduced Senate Bill No. 129, entitled:

An Act to amend Chapter 88, Article 2 of the Revised Code of the State of Delaware of 1935, relating to Parents and Children and effecting Adoption Procedure.

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

Mr. Ross moved that the House Bills on the desk be read in. Motion prevailed.

The Chair presented House Bill No. 44, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to "Contractors."

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

Former Lieutenant-Governor Corley was invited to accept a chair on the rostrum, but declined on account of lack of time.

The Chair presented House Bill No. 85, entitled:

An Act authorizing and directing the Levy Court of Sussex County to appropriate money to the Laurel Fire Department, for the maintenance of Ambulance.

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

The Chair presented House Bill No. 90, entitled:

An Act providing that all highways and roads in the State be named and marked by sign-boards and all dwellings thereon be given numbers.

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

The Chair presented House Bill No. 153, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, in reference to Amber Fog Lights.

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

The Chair presented House Bill No. 184, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to tap rooms and minors.

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

The Chair presented House Bill No. 264, entitled:

An Act relative to the taking of Oysters from Leipsic Creek, Simon's Creek and Mahon's River.

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

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

Providing for the audit of Motor Fuel Tax Receipts by the Auditor of Accounts and appropriating monies to defray expenses thereof.

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

The Chair presented House Joint Resolution No. 13, entitled:

Requiring proper State Officials to obtain Federal funds for Public Permanent Improvements.

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

Mr. Sylvester, on motion for leave, introduced Senate Bill No. 130, entitled:

An Act to provide Mileage Fees to be charged for privately owned vehicles used in the State business.

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

Mr. Moore, on motion for leave, introduced Senate Bill No. 131, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, by repealing the provision for the Election District of the Fourth Representative District, and by providing, in lieu thereof, for New Election Districts.



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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 132, entitled:

An Act to amend Chapter 170 of the Revised Code of Delaware, 1935, relating to the Court of Common Pleas for Kent County by giving said Court concurrent jurisdiction with the Court of General Sessions in matters relating to Desertion and Non-Support Cases.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 133, entitled:

An Act to create a Temporary Commission for participation by the State of Delaware in the New York World's Fair to be held in New York City beginning in the year 1939; Acquisition of Funds therefor.

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

On motion of Mr. Ross, House Bill No. 78, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relating to a County Free Library of New Castle County and appropriating County Moneys 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. Chandler, Davis, Kelly, Maloney, Marshall, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered returned to the House.

Mr. Kelly, on motion for leave, introduced Senate Bill No. 134, entitled:

An Act relating to Motion Picture Theatres.

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

Mr. Kelly, on motion for leave, introduced Senate Bill No. 135, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, and repealing the Bounty authorized for Heads of Hawks.

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

Mr. Simonton by request, on motion for leave, introduced Senate Bill No. 136, entitled:

An Act to amend Chapter 42 of the Revised Code of Delaware, 1935, and authorizing the appointment of Notaries Public for Organizations of Veterans of Foreign Wars, Department of Delaware.

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

Mr. Simonton by request, on motion for leave, introduced Senate Bill No. 137, entitled:

An Act to provide for the Regulation and Control of the Buying and Selling of Second-Hand Watches or the sale of Re-built Movements in New Watch Cases.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 138, entitled:

An Act appropriating Money to the American Legion, Department of Delaware.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 139, entitled:

An Act appropriating money to the Veterans of Foreign Wars of the State of Delaware .

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

The President announced he is about to sign:

Senate Bill No. 11.

Mr. Chandler moved that the Senate adjourn until 12 o'clock, Noon, Wednesday, March 10, 1937.

Motion prevailed.

*THIRTY-NINTH LEGISLATIVE DAY*

Wednesday, March 10, 1937, 12 o'clock, Noon

Senate met pursuant to adjournment. President Pro Tem Simonton presiding.

Prayer by the Chaplain, Rev. W. E. Matthews.

Roll called.

Members Present — Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

EXECUTIVE SESSION

Mr. Chandler moved that the Senate go into Executive Session.

Motion prevailed.

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Same Day, Later

Senate met again in Regular Session.

Mr. Hannam, on motion for leave, introduced Senate Bill No. 140, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, by providing for the Assessment and Collection of a Tax for purposes of Fire Protection.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 141, entitled:

An Act appropriating money out of the State Treasury for the payment of Certain Claims against the State.

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

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

Motion withdrawn.

Mr. Wright, on motion for leave, introduced Senate Bill No. 142, entitled:

An Act in reference to Pensions for Members of the State Judiciary.

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

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

Motion prevailed.

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Same Day, 2 o'clock P. M.

Senate met at expiration of recess.

The Chair presented the following communication:

Newark, Delaware, March 9, 1937

Senator Mr. Norris Wright

Dear Sir:

Please vote against all bills designed to liberalize our liquor laws, such as Sunday sales and the hours of extension for sales. Also protest Sunday movies.

We ask you to support all dry measures, such as the H. B. No. 110, which prohibits the sale of liquors in dance halls, and H. B. No. 111, for local option.

Yours sincerely,

WOMEN'S CHRISTIAN  
TEMPERANCE UNION

Mr. Ross, on motion for leave, introduced Senate Bill No. 143, entitled:

An Act providing for the Receipt and Disbursement of Grants of money made by the Federal Government or otherwise.

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

Mr. Marshall moved that Senate Bill No. 101 be recommit-  
ted.

Motion prevailed.

On motion of Mr. Poore, Senate Bill No. 90, entitled:

An Act prohibiting the storage of abandoned Automobiles and prohibiting the maintenance of an Automobile Junk Yard along State Highways.

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

Mr. Poore offered Senate Amendment No. 1 to Senate Bill No. 90.

Mr. Poore moved the adoption of Senate Amendment No. 1 to Senate Bill No. 90.

Motion prevailed.

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. Chandler, Davis, Hannam, Kelly, Maloney, Marshall, Matthews, Moody, Moore, Poore, Ross, Steele, Sylvester, Thomas, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

The President Pro Tem announced he is about to sign:

House Bill No. 78.

Mr. Poore, on motion for leave, introduced Senate Bill No. 144, entitled:

An Act to amend Chapter 152 of Volume 29, Laws of Delaware, entitled "An Act to Incorporate the Town of Hartly, Kent County, Delaware," by changing the date for the Annual Election of Commissioners.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 145, entitled:

An Act appropriating money to Milford Special School District for the Erection and Equipment of an Elementary School.

Mr. Marshall moved that the Rules be suspended and that so much of the reading be considered the first reading of the bill.

Motion prevailed.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 146, entitled:

An Act to provide for the use by all Soda Dispensers of Sanitary Paper Containers; Penalty.

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

Mr. Thomas called attention to the Senior Class of the Dover School, who were present in the balcony; to whom the President Pro Tem offered a welcome.

On motion of Mr. Davis, Senate Bill No. 102, entitled:

An Act directing the State Highway Department to drain certain lands along highways under the control and supervision of the State Highway Department.

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