

Indigent Sick in Kent County," by Longbotham (by request); to Revised Statutes.

**SB 204**—"An Act Empowering the State Highway Department to Designate Certain Highways as Express Highways; Defining an 'Express Highway'; Authorizing the Acquisition of Property Rights in Connection Therewith; and Regulating the Same," by Cannon; to Buildings and Highways.

**SB 205**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, as Amended, Relating to 'Free Public Schools,' by Providing for Notice to Employee and a Right of Appeal to State Board of Education in the Termination of Contacts of Professional School Employees," by Bengert; to Education.

**SB 206**—"An Act to Amend Chapter 77, Volume 42, Laws of Delaware, as Amended, by Chapter 12, Volume 43, Laws of Delaware, and Chapter 78, Volume 47, Laws of Delaware, by Designating the Use of Certain of the Funds Derived from Yearly Fishing License Fees Collected by the Board of Game and Fish Commissioners," by Webb; to Fish, Oysters and Game.

**SB 207**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended Entitled 'Fish, Oysters and Game' by Repealing Certain Provisions Concerning Hunting and Killing Wild Turkey," by Webb; to Fish, Oysters and Game.

**SB 208**—"An Act Prescribing the Conditions and Limitations in Respect of the Operation or Use of Any Motor Vehicle of the State or Any Governmental Agency Thereof, Making It Unlawful to Operate or Use the Same in Violation Thereof, and Prescribing Penalties for Any Violation Thereof," by Cubbage and Longbotham; to Miscellaneous.

**SB 209**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Increasing the Minimum Length of Rock Fish Which May Be Caught or Taken," by Steen; to Fish, Oysters and Game.

On motion of Mr. Cubbage the Senate adjourned until 11 a.m., Mon., March 5, 1951.

### 38TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Mon., March 5, 1951., Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Bundick: Our Father, who art in Heaven, we come today acknowledging thy goodness, and our utter dependence on Thee.

Sometimes the material blessings and temporal gains tend to fill us with a false sense of security.

As we journey down the highway of life, we see evidence that convinces us, that all too often, the joy of today becomes the remorse of tomorrow.

We pray that Thou wilt touch us with Thy spirit, and that our hearts may yield to Thee in obedience, in confidence, and in reverence.

May we, our Heavenly Father, be strong in our convictions, our faith, and our complete loyalty to Thee. Keep us from dishonoring Thee thru Christ our Redeemer. Amen.

Members present—Messrs. Barnard, Bengler, Crossley, Cabbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Webb, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Burris, Johnson, Powell, Steen, Reilly—5.

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

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following Bill: **HB 88**—"An Act Authorizing the Levy Court of Kent County to Appropriate County Monies to the Cheswold Volunteer Fire Company for the Maintenance of an Ambulance."

On motion of Mr. Cabbage the Senate recessed until 12:30 p.m.

Senate met at expiration of recess at 2:30 p.m., Pres. Pro Tem R. A. Cannon presiding.

Messrs. Steen, Johnson asked to be marked present.

The President Pro Tempore announced he was about to sign: **HB 18, HB 23, HCR 4**.

The following Bill was reported favorably by the majority of the respective committees as follows: **SB 204**, by Buildings and Highways.

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

**SB 210**—"An Act to Amend Chapter 92 of the Revised Code of Delaware, 1935, Relating to the Execution and Acknowledgement of Deeds or Any Other Written Instruments Entitled to Be Recorded, Executed by a Corporation," by Steen and Johnson; to Judiciary.

**SB 211**—"An Act Authorizing the Recording, Docketing, Indexing and Filing of Certain Judgments, Orders or Decrees of the Courts of the State of Delaware," by Crossley and Barnard; to Judiciary.

**SB 212**—"An Act to Reimburse the State Highway Department for Money Advanced to the State Police Pension Board for State Police Pensions," by Dolby; to Finance.

**SB 213**—"An Act to Amend Chapter 62 of Volume 38, Laws of Delaware, as Amended by Chapter 242, Volume 43, Laws of Delaware, 1941, with Reference to the Delaware Racing Commission, by Authorizing the Sale of Pools Without

the Use of Pari-Mutuel Machines or Totalizators," by Klair; to Revised Statutes.

**SB 214**—"An Act to Amend Chapter 303, Volume 45, Laws of Delaware, 1944-45, as Amended, with Reference to the Delaware Harness Racing Commission, by Authorizing the Sale of Pools Without the Use of Pari-Mutuel Machines or Totalizators," by Handsberry; to Revised Statutes.

**SB 215**—"An Act to Amend Chapter 89 of the Revised Code of Delaware 1935, Relative to Guardians and Wards by Providing That a Guardian Duly Appointed in a Possession or Territory of the United States or in a Foreign Country Shall Have All the Rights and Powers of a Guardian Duly Appointed by the Orphans' Court," by Dolby and Peeney; to Judiciary.

**SB 216**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, as Amended by Chapter 358, Volume 47, Laws of Delaware, 1949, Relating to the Procedure for the Termination of Contracts of Professional School Employees, by Providing for Notice to Employee and a Right of Appeal to the State Board of Education," by Dolby; to Education.

**SB 217**—"An Act to Amend Chapter 108 of the Revised Code of Delaware, 1935, as Amended, Relating to the Terms of the Superior Court in Kent County," by Handsberry and Longbotham; to Judiciary.

**SB 218**—"An Act Amending Article 4 of Chapter 129 of the Revised Code of Delaware, 1935, Relating to Witnesses and Evidence, by Providing for Admissibility of Reproduced Records in Evidence," by Cubbage and Peeney; to Judiciary.

**SB 219**—"An Act to Amend Chapter 77, Article 2, of the Revised Code of Delaware, 1935, with Reference to Photographing, Micro-photographing and Photostating as Writing," by Cubbage; to Miscellaneous.

**SB 220**—"An Act to Amend Chapter 66 of the Revised Code of Delaware, 1935, as Amended, Relating to the Office of State Bank Commissioner and His Assistants," by Cubbage; to Banking and Insurance.

**SB 221**—"An Act in Relation to Investments of Trustees, Guardians and Other Fiduciaries and to Property Taken Over by Them, Being an Amendment to Chapter 117 of the Revised Code of the State of Delaware, as Amended," by Cubbage; to Banking and Insurance.

**SB 222**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' by Providing for Special Dog Training Areas, Making It Unlawful to Violate the Same and Providing Penalties Therefor," by Handsberry; to Fish, Oysters and Game.

Mr. Burris asked to be marked present.

**SB 223**—"An Act Making an Appropriation to the State Board of Agriculture for the Employment of a Full Time Field Man to Collect Milk Samples for Mastitis Analysis," by Klair and Barnard; to Finance.

**SB 224**—"An Act to Amend Chapter 165, Revised Code of Delaware, 1935, as Amended, with Reference to Motor Vehicles, by Providing That All New Motor Vehicles Licensed in This State After July 1, 1951, Must Be Equipped with Directional Signal Lights," by Steen; to Buildings and Highways.

**SB 225**—"An Act to Amend Chapter 33, Section 9 of Volume 32, Laws of Delaware, Being 625, Section 58 of the Revised Code of Delaware, 1935, as Amended 1943, Relating to Commercial Feeding Stuffs," by Steen; to Agriculture.

Mr. Powell asked to be marked present.

**SB 226**—"An Act to Amend Chapter 156 of the Revised Code of Delaware, 1935, as Amended, Relating to Witness Fees, by Providing for the Payment of Unclaimed Witness Fees into the General Funds of New Castle County," by Cannon and Bengier; to Miscellaneous.

Request that the following be stricken from the Calendar was granted to Member as follows: **SB 209**, Steen.

Mr. Cabbage introduced **SCR 14**, which on further motion by him was adopted: **SCR 14**—"Fixing the Time After Which No New Bills or Joint Resolutions Shall Be Received by Either House of the 116th General Assembly of the State of Delaware, Excepting General Appropriation Bills."

On motion of Mr. Cabbage the Senate recessed for five minutes.

Senate met at expiration of recess at 3:40 p.m., Pres. Pro Tem Cannon presiding.

On motion of Mr. Steen the Senate adjourned until 11 a.m., Tues., March 16, 1951.

### 39TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Tues., March 6, 1951, Pres. Pro Tem R. A. Cannon presiding.

Prayer by the Chaplain, Rev. Bundick: Our Eternal God, as we come to Thee, we ask Thee to direct our conversation, and our daily work. May all we do and say find approval in Thy sight.

May the service we render give us joy and comfort. May our example and influence lead others to love and serve Thee. Help us to realize that all good things come from Thee. We have been so richly blessed with Thy mercy and gracious kindness.

May we place our hand into Thy hand by faith, and face the uncertain and untried future with confidence. We do believe that our God is able and willing to supply all our needs thru Christ so we offer our prayer in His name. Amen.

Without objection, in the absence of a quorum, the Chair declared a recess until call of the Chair.

Senate met at expiration of recess at 3:40 p.m., Lt. Gov. Bayard presiding.



In the absence of a quorum, and pursuant to Article II, Section 8 of the Constitution, the Senate adjourned until 11 a.m., Wed., March 7, 1951, on motion of Mr. Cabbage.

#### 40TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11:00 a.m., Wed., March 7, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Bundick: Our Heavenly Father, thou hast revealed thyself to us in Jesus Christ. We acknowledge that all good things come from thee and that man is accountable to thee for his acts and deeds. So we pray that Thou wilt take from our hearts, every selfish impulse, and instill within us a holy love for Thy cause.

Remove from our lives every trace of jealousy and hatred toward our fellowman. May we do more of the things that please thee and less of the things that please ourselves.

At every step of the journey down the highway of life may we be deeply conscious of the presence of Jesus.

We pray our prayer, with grateful hearts, in His name. Amen.

Members present—Messrs. Benger, Crossley, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Mr. Pres. Pro Tem—10.

Members absent—Messrs. Burris, Cabbage, Johnson, Klair, Powell, Steen, Webb—7.

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

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 47** and **SB 10**; and that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 36**—"An Act Authorizing the Levy Court of Kent County to Appropriate County Monies for the Control of Diseases of Hogs in Kent County."

**HB 54**—"An Act to Amend an Act Entitled 'An Act to Provide for the Incorporation and Regulation of Cooperative Agricultural Associations Having Capital Stock and Defining Agriculture so as to Include Persons Engaged in Agriculture, Dairying, Livestock Raising, Poultry Raising, Floriculture, Mushroom Growing, Beekeeping, Horticulture, and Other Allied Occupations; and Providing Penalties,' Being Chapter 132, Volume 41, Laws of Delaware, 1937, Relating to Selling, Leasing or Exchanging Property and Assets."

**HB 74**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Entitled 'Motor Vehicles,' as Amended, Relating to the Giving of Proof of Financial Responsibility and Security by Owners and Operators of Motor Vehicles and

to Make Uniform the Law with Reference Thereto, and Prescribing Penalties for Any Violations."

**HB 168**—"An Act to Amend Chapter 143, Revised Code of Delaware, 1935, Entitled 'Insolvency' in Reference to Filing of Accounts by Assignees or Trustees in Voluntary Assignments for Benefit of Creditors."

**HB 134**—"An Act to Amend Chapter 74, Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' in Reference to the Killing of Bullfrogs."

On motion of Mr. Cannon the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 1:40 p.m., Lt. Gov. Bayard presiding.

Messrs. Burris, Cabbage, Johnson, Klair, Steen asked to be marked present.

The Chair announced that Mr. Webb was necessarily absent this day.

Messrs. Longbotham and Barnard introduced **SCR 15**, which on further motion by Mr. Longbotham, was adopted and ordered to the House for concurrence: **SCR 15**—"Inviting the Boys' State to Be the Guests of the One Hundred and Sixteenth General Assembly."

The President announced he was about to sign: **SB 47**, **SB 10**, **SCR 10**, **11**, **12**, **13**.

The following Bills were reported favorably by the majority of the respective committees as follows: **SB 149**, by Education; **SB 223**, **SB 171**, **SB 170**, **SB 212**, by Finance; **SB 197**, by Agriculture.

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

**SB 227**—"An Act to Amend Chapter 65 of the Revised Code of the State of Delaware Relating to Corporations to Provide for the Consolidation or Merger of Non-Stock Corporations, Whether Organized for Profit or Not for Profit, with Stock Corporations," by Peeney; to Private Corporations.

Mr. Cannon moved that Section 2 of Rule 9 be suspended for this day.

**SB 228**—"An Act to Amend Chapter 151, Volume 44, Laws of Delaware, 1943, Entitled 'An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, Providing for a Delaware Commission of Shell Fisheries and by Defining the Powers and Duties Thereof' Regulating the Taking of Seed Oysters for Planting Purposes from the Natural Rock Areas of Delaware in the Delaware Bay; Prohibiting the Issuance of Licenses to Boats of Non-Residents; Providing for Hearing Certain Cases; Penalties for Violations," by Longbotham; to Fish, Oysters and Game.

**SB 229**—"An Act to Amend Chapter 118, Volume 44,

Laws of Delaware, 1943, Entitled 'An Act to Permit Voting by Persons Not Present at the Polling Places, Under Certain Circumstances and Conditions', as Amended," by Benger; to Elections.

The President Pro Tem announced that pursuant to **SJR 1**, he had appointed Messrs. Pedrick, Crossley and Webb to the New Castle Tercentenary Commission.

The President Pro Tem announced the appointment of Messrs. Cabbage, Steen and Benger to Incodel for a period of two years.

**SB 230**—"An Act to Create a Department of Administrative Services; to Create and Include in Such Department a Personnel Board; to Assign Functions, Powers, and Duties to Such Department and to the Personnel Board; to Authorize the Department to Establish Central Services for Other Departments of Such Character as May Be Required and to Make Charges for Such Services; to Establish, in the Department of Administrative Services, a System of Centralized Purchasing for the State and a System of Property Control; to Establish Facilities for Optional Central Services in Personnel Administration; to Provide for the Promulgation of Personnel Rules; to Designate the Department of Administrative Services as the Agency to Administer the Merit System of Personnel Administration Heretofore Established by Administrative Action; to Abolish the State Police Pension Board, Created by Chapter 262, Volume 41, Laws of Delaware, 1937, as Amended, the Disability Commission, Created by Section 4A of Chapter 104, Volume 45, Laws of Delaware, 1944-45, the Office of Custodian of the State House, Created by Section 1 of Chapter 4, Revised Code of Delaware, 1935, the Public Archives Commission Created by Chapter 36, Revised Code of Delaware, 1935, as Amended, the Lewes Memorial Commission, Created by Chapter 178, Revised Code of Delaware, 1935, the Delaware Day Commission Created by Chapter 203, Volume 42, Laws of Delaware, 1939, and to Transfer Their Functions, Powers, Authority, Duties, and Responsibilities to the Department of Administrative Services; to Repeal Section 7 of Chapter 104, Volume 45, Laws of Delaware, 1944-45, Creating an Arbitration Committee, Section 5, of Chapter 4, Revised Code of Delaware, 1935, Relating to Duties of the State Treasurer as to State Buildings, Sections 2, 8, 9, and 11 of Chapter 5, Revised Code of Delaware, 1935, Relating to the State Library, Section 1 of Chapter 178, Revised Code of Delaware, 1935, Relating to the Lewes Memorial Commission, Section 17 of Chapter 14, Revised Code of Delaware, 1935, as Amended, Relating to Appointment of a Telephone Operator; to Provide for Appointment of the State Librarian by the Director of Administrative Services Instead of by the Governor; to Transfer from the Secretary of State to the Department of Admin-

istrative Services the Authority and Responsibility for the Contracts for Legislative Printing and for the Statutory Distribution of Journals, Laws, and Judicial Reports; to Repeal All Acts and Parts of Acts Inconsistent with the Provisions of This Act to the Extent of Such Inconsistency," by Cannon; to Revised Statutes.

**SB 231**—"An Act to Create a Department of Health and Welfare Headed by a Board of Health and Welfare and with a Director Appointed by Such Board; to Assign Functions to Such Department and Provide for Its Internal Organization; to Abolish the State Board of Health Created by Section 1, Chapter 25, Revised Code of Delaware, 1935, and Transfer Its Functions to the Department of Health and Welfare; to Transfer to the Department, from the State Board of Agriculture, the Responsibility for Enforcement of Standards as to Ice Cream Manufacture; to Abolish the State Board of Welfare as Constituted by Chapter 97, Volume 45, Laws of Delaware, 1944-45, the Delaware Commission for the Blind Created by Chapter 75 of the Revised Code of Delaware, 1935, the Delaware Commission for the Feeble-Minded Created by Article 12 of Chapter 70, Revised Code of Delaware, 1935, the Board of Trustees of the Delaware State Hospital at Farnhurst Created by Section 1, Chapter 76 of the Revised Code of Delaware, 1935, the State Old Age Welfare Commission Created by Section 1, Chapter 54 of the Revised Code of Delaware, 1935, the Board of Trustees of the Kruse School Created by Article 3 of Chapter 70, Revised Code of Delaware, 1935, the Board of Trustees of the Ferris School for Boys, Created by Article 1, Chapter 70 of the Revised Code of Delaware, 1935, the Board of Managers of the Detention Home Created by Article 4, Chapter 116 of the Revised Code of Delaware, 1935, to Transfer the Functions of the Agencies so Abolished to the Department of Health and Welfare; to Provide for the Transfer to, and Continued Operation by, the Department of Health and Welfare of the Delaware Colony, the Delaware State Hospital at Farnhurst, the Governor Bacon Health Center, the State Welfare Home, the Kruse School, the Ferris School for Boys, and the Detention Home; to Assign to the Department the Responsibility for the Care, Custody, and Training of Delinquent Girls and to Authorize a Temporary Agreement for Their Care by the Woods Haven School Pending State Acquisition of the Property of the School; and to Repeal All Acts and Parts of Acts Inconsistent with This Act," by Cannon; to Public Health.

**SB 232**—"An Act to Create a Department of Highways and to Include Therein a Board of Highways; to Consolidate in Said Department All Functions, Powers, Authority, Duties, and Responsibilities of the State Highway Department and of the Delaware Water-Front Commisison; to Assign Functions

and Duties to the Board of Highways and Distinguish Between the Duties of the Director of Highways and Those of the Board in Contracting for Construction; to Abolish the Offices of Chief Engineer and of Secretary of the State Highway Department, and to Assign Their Duties to the Director of Highways; to Require Annual Reports of the Department; to Amend Chapter 166 of the Revised Code of Delaware, 1935, as Amended, to Accomplish the Foregoing Changes; and to Repeal Chapter 162 of the Revised Code of Delaware, 1935, Relating to the Delaware Water-Front Commission," by Cannon; to Buildings and Highways.

**SB 233**—"An Act to Create a Department of Labor and to Include Therein a Board of Employment Security; to Consolidate in Such Department the Functions, Powers, Authority, Duties, and Responsibilities of the Labor Commission of Delaware, the Industrial Accident Board, the Unemployment Compensation Commission of Delaware, the Advisory Council to the Unemployment Compensation Commission of Delaware, and the Advisory Council to the Delaware State Employment Service; to Abolish the Labor Commission of Delaware Established by Chapter 38 of the Revised Code of Delaware, 1935; to Abolish the Industrial Accident Board Established by Chapter 175 of the Revised Code of Delaware, 1935, as Amended; to Abolish the Unemployment Compensation Commission of Delaware Established by Chapter 258, Volume 41, Laws of Delaware, 1937, as Amended; to Repeal Sections 119, and 121, Chapter 70 of the Revised Code of Delaware, 1935, as Amended Relating to the Delaware State Employment Service; to Amend Section 12, Chapter 258, Volume 41, Laws of Delaware, 1937, as Amended, Designating a State Agency in Compliance with the Federal Wagner-Peyser Act; to Amend Section 11, Chapter 258, Volume 41, Laws of Delaware, 1937, as Amended, Relating to the Unemployment Compensation Commission and Its Advisory Council; and to Provide for the Repeal of All Acts and parts of Acts Inconsistent with This Act," by Cannon; to Labor.

**SB 234**—"An Act to Create a Fine Arts Commission as Successor to the State Building and Grounds Commission Created by Chapter 211, Volume 44, Laws of Delaware, 1943; to Provide for Four-year Terms for the Members; to Abolish the Portrait Commission Created by Chapter 40, Revised Code of Delaware, 1935, and to Transfer the Functions and Powers of Said Portrait Commission to the Fine Arts Commission; to Provide for the Selection of a Person to Be Poet Laureate; to Repeal Inconsistent Acts," by Cannon; to Miscellaneous.

**SB 235**—"An Act to Authorize the Governor to Appoint Temporary and Continuing Advisory Committees," by Cannon; to Miscellaneous.

**SB 236**—"An Act to Designate the Director of the Legis-

lative Reference Bureau as Secretary of the Delaware Commission on Interstate Cooperation," by Reilly; to Miscellaneous.

**SB 237**—"An Act to Make the Terms of Office of State Officials, and of Members of State Boards, and Commissions Appointed for Specified Terms Expire in the Month of February of the Same Year in Which They Would Otherwise Expire," by Cannon; to Revised Statutes.

**SB 238**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, Relative to Levy Courts, as Amended, Relating to the Authorized Amount That the Levy Court of Sussex County Is Directed to Appropriate to Provide Hospital Treatment and Care of the Indigent Sick," by Johnson; to Finance.

**SB 239**—"An Act to Amend Chapter 364, Volume 47, Laws of Delaware, Entitled 'An Act Providing a Method for the Appropriation and Allocation of Funds for the Maintenance, Support and Operation of the Free Public Schools of the State; and Granting to the Permanent Budget Commission and the State Board of Education Certain Powers and Authority to Regulate the Distribution of the Funds Appropriated,' Regarding the Number of Teachers to Be Allocated to the School Districts, and to Make the Appropriations Necessary to Carry Out the Intent of Said Amendment," by Steen and Johnson; to Finance.

**SB 240**—"An Act to Amend an Act Known as the 'Unemployment Compensation Act' Being Chapter 258, Volume 41, Laws of Delaware, 1937, as Amended, by Increasing the Amount of Benefits and by Reducing the Eligibility Requirements," by Klair; to Labor.

**SB 241**—"An Act to Create a Department of Finance; to Provide for Appointment of a Director of Finance to Head Such Department; to Assign Functions, Duties, and Responsibilities to, and Vest Authority in, said Department of Finance; to Abolish the Permanent Budget Commission and Transfer Its Functions, Powers, Duties, Authority, and Responsibilities in the Department of Finance; to Establish a System of Allotments of Funds Under Control of the Department of Finance; to Provide That No State Funds Shall Be Paid Out Except with the Approval of the Department of Finance; to Authorize and Direct the Department of Finance to Establish Control Over the Incurring of Obligations and Over Receipts and Receivables, and to Establish a Proper System of Accounts; to Relieve the Auditor of Accounts of All Responsibility for Participation in Individual Financial Transactions or Maintaining Records of Transactions Except Those Involved in the Operation of His Office; to Provide for Post Audits of State, County, City, and School Agencies by the Auditor of Accounts; to Provide for Reporting Irregularities; to Specify Who Shall Receive Reports of the Auditor of Accounts to the General Assembly; to Amend Numerous Sections of the Revised Code

and Laws of Delaware as Required to Accomplish the Foregoing Changes; to Repeal Sections 2 and 3 of Chapter 204, Volume 42, Laws of Delaware, 1939; and to Repeal All Laws and Parts of Laws in Conflict with the Provisions of This Act, to the Extent of Such Conflict Only," by Cubbage; to Finance.

**SB 242**—"An Act Prohibiting the Levy Court of New Castle County from Making Any Payments to the New Castle County Workhouse on and After July 1, 1951, Unless at That Time All Employees of Said Workhouse Have Been Paid Their Wages and Salaries in Full Through May 31, 1951," by Klair; to Miscellaneous.

**SB 243**—"An Act Creating a State Board of Electrical Examiners, Providing for the Licensing of Electricians on a State-Wide Basis and Relating Generally to the Licensing of Electricians, the Inspection and Certification of Electrical Work, and to the Conduct of the Electrical Business Generally," by Steen; to Miscellaneous.

**SB 244**—"An Act to Create a Department of Public Safety; to Provide for the Appointment of a Director of Public Safety; to Provide Through the Department for Emergency and Disaster Plans; to Merge in Such Department Various Law Enforcement, Regulatory, and Safety Functions, Including Specifically, But Not Exclusively, Those Heretofore Assigned to the State Highway Department, the State Police, the Motor Vehicle Department, the State Detectives, the Delaware Liquor Commission, the Regulators of Weights and Measures, the Boat Inspector, the Board of Boiler Rules, the State Athletic Commission, and the Delaware Aeronautics Commission; to Establish a Liquor Control Board in Conjunction with the Department and to Provide for Appeals to Such Board; to Transfer the Responsibility for Certificates of Origin of Solid Fuel from the Secretary of State to the Department of Public Safety; to Repeal Section 74 of Chapter 176 Revised Code of Delaware, 1935, Relating to the Issuance of Liquor Permits to Pharmacists Holding Permits Under the National Prohibition Act; in Making the Foregoing Provisions Effective, to Amend the Following Chapters of the Revised Code of Delaware, 1935, as Amended, Where Amended: Chapter 18 Relating to State Detectives; Chapter 74, Section 83, Relating to Boat Inspection; Chapter 82, Relating to Weights and Measures; Chapter 159, Relating to Board of Boiler Rules; Chapter 164, Relating to State Athletic Commission; Chapter 165, Relating to Motor Vehicles; Chapter 166, Relating to the State Highway Department; and Chapter 176, Relating to Alcoholic Liquor, Wines, and Beer; to Amend Chapter 180, Volume 42, Laws of Delaware, 1939, Relating to Fireworks; Chapter 182, Volume 42 Laws of Delaware, 1939 Relating to Regulation of Outdoor Advertising; Chapter 204, Volume 43, Laws of Delaware, 1941, Relating to Deputy Regulators of Weights and Measures; Chapter 301, Volume 45, Laws of Delaware, 1944-45, Relating to

Delaware Aeronautics Commission; and to Repeal All Conflicting Laws," by Steen; to Revised Statutes.

**SB 245**—"An Act to Create a Department of Revenue; to Provide in Such Department for a Director of Revenue and a Board of Tax Appeals; to Assign to Such Department the Responsibility for Collection of All Taxes and Other Revenues; to Authorize the Department of Revenue to Delegate Responsibility to Other Departments for Collection; to Provide for the Promulgation of Rules and Regulations; to Consolidate in the Department of Revenue the State Tax Department, the State Tax Board, and the State Tax Commissioner Created by Sections 117 and 118, Chapter 6 of the Revised Code of Delaware, 1935, as Amended, and the Collector of State Revenue, Created by Section 212 of Chapter 6, Revised Code of Delaware 1935; to Transfer to the Department the Responsibility for Assessment and Collection of Taxes and the Administration of Revenue Laws, as to All Taxes Heretofore Collected by the State Tax Department, as to Taxes on Railroads and Certain Other Types of Carriers Under Article 1, Chapter 6 of the Revised Code of Delaware, 1935, as to Taxes on Telephone and Telegraph Companies Under Article 2, Chapter 6 of the Revised Code of Delaware, 1935, as to Taxes on Express Companies Under Article 3, Chapter 6 of the Revised Code of Delaware, 1935, as to Taxes on Steam, Gas, and Electric Companies Under Article 6, Chapter 6 of the Revised Code of Delaware, 1935, as to Delinquent Corporations Under Section 209, Chapter 6 of the Revised Code of Delaware, 1935 as to Tonnage Taxes on Fertilizer Under Section 8 of Chapter 22, Revised Code of Delaware, 1935, as to Tonnage Taxes on Commercial Feeding Stuffs Under Section 58 of Chapter 21, Revised Code of Delaware, 1935, as Amended, as to Taxation of Banks and Trust Companies Under Sections 28 to 47 Inclusive of Chapter 6, Revised Code of Delaware, 1935, as to Taxation of Insurance Companies Under Sections 53, 55, 56 and 58 of Chapter 6 and Section 57, Chapter 175 of the Revised Code of Delaware, 1935, as to Motor Fuel Taxes Under Article 19, Chapter 6 of the Revised Code of Delaware, 1935, as to Taxes on Alcoholic Liquor Under Section 16, Chapter 176 of the Revised Code of Delaware, 1935, as Amended, and as to Taxation of Admission and Pari-Mutuel Operations at Flat Racing and Harness Racing Meets Under Sections 11 and 15, Chapter 163 of the Revised Code of Delaware, 1935, and Sections 11 and 15, Chapter 303, Volume 45, Laws of Delaware, 1944-45; to Provide for Cashiers of the Department to Receive and Account for Moneys Paid for Automobile Registrations; and to Repeal All Conflicting Laws," by Crossley; to Revised Statutes.

**SB 246**—"An Act to Create a Department of Agriculture and Conservation and to Assign Functions Thereto; to Create the Position of Director of Agriculture and Conservation; to Create in the Department, a Board of Conservation, and to Assign Functions, Powers, Authority, Duties and Responsibili-



ties Thereto; to Abolish the State Board of Agriculture Established by Article XI of the Constitution and by Chapter 21 of the Revised Code of Delaware, 1935; to Abolish the Water Pollution Commission of the State of Delaware, Created by Chapter 324, Volume 47, Laws of Delaware, 1949, the Board of Fish and Game Commissioners of the State of Delaware, Created by Chapter 74 of the Revised Code of Delaware, 1935, as Amended, the State Park Commission of Delaware, Created by Chapter 259, Volume 41, Laws of Delaware, 1937, as Amended, the Delaware Commission of Shell Fisheries, Created by Chapter 151, Volume 44, Laws of Delaware, 1943, the Office of Collector of Oyster Revenue Created by Section 132, Chapter 74 of the Revised Code of Delaware, 1935, the State Forestry Commission, Created by Chapter 23 of the Revised Code of Delaware, 1935, and the State Soil Conservation Commission, Created by Chapter 212, Volume 44, Laws of Delaware, 1943; to Transfer the Functions of the Agencies So Abolished to the Department of Agriculture and Conservation; to Designate the Director of Agriculture and Conservation as a Member of the Atlantic States Marine Fisheries Commission; to Amend Chapter 259, Volume 41, Laws of Delaware, 1939, as Amended, Relating to Bond Issues; to Repeal Section 150 Chapter 75 of the Revised Code of Delaware, 1935, as Amended, Relating to the Establishment of Watch Boats and Wardens on the Broadkilk River and Mispillion River; to Repeal All Acts and Parts of Acts Inconsistent with This Act," by Crossley; to Revised Statutes.

**SB 247**—"An Act to Create a Department of Education; to Consolidate in Such Department the State Board of Education and the Functions of the State Board for Vocational Education and the Library Commission for the State of Delaware; to Eliminate Members Serving Ex Officio from the State Board of Education; to Amend Chapter 34 of the Revised Code of Delaware, 1935, Relating to Public Libraries; to Amend Chapter 71 of the Revised Code of Delaware, 1935, Relating to the Free Public Schools; and to Amend Chapter 201, Laws of Delaware, 1939, Relating to Vocational Rehabilitation," by Crossley; to Revised Statutes.

**SB 248**—"An Act to Amend Chapter 175 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Delaware Workmen's Compensation Law,' by Extending the Provisions for Payments Thereunder, in Relation to Surgical, Medical, Dental and Hospital Services and Supplies," by Klair; to Labor.

**SB 249**—"An Act to Provide for the Continuation Without Interruption of the Business of Any Department, Board, Commission, Office, or Other Agency Affected by Any Reorganization of Agencies of the Executive Branch of the State Government; for the Continuation of State Employees Through Such Reorganization; and for the Financing of Any New Agency Created Until Appropriations Are Made to It; for the Transfer

of Records and Other Documents; and for the Stay of the Effective Date of Any Such Transfer Where Necessary in the Interests of the State," by Cubbage; to Finance.

**SB 250**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, as It Relates to Occupational Licenses by Setting an Annual License Fee for Non-Resident Auctioneers," by Klair; to Miscellaneous.

**SB 251**—"An Act Authorizing, Empowering and Directing the Motor Vehicle Commissioner of the State of Delaware to Discontinue Requiring the Use of Engine Numbers on the Engines of Commercial Motor Vehicles for Identification Purposes," by Handsberry; to Buildings and Highways.

**SB 252**—"An Act Appropriating Certain Money to Delaware State College for Constructing, Equipping and Furnishing Certain Buildings on the College Campus Thereof," by Klair and Johnson; to Finance.

**SB 253**—"An Act to Assign Duties to the Secretary of State in the Supervision and Coordination of Departments; and to Authorize the Governor to Delegate Authority to the Secretary of State," by Cubbage; to Miscellaneous.

**SB 254**—"An Act to Abolish the School Building Program Board and Assign Its Functions to the Secretary of State, and to Amend Chapter 285, Laws of Delaware, 1949, to the Extent That It Relates to Creating the School Building Program Board and Describing Its Functions," by Klair; to Education.

**SB 255**—"An Act to Create a Department of Military Affairs and to Amend Sections 5, 37, 38, 46, and 47, Chapter 8, of the Revised Code of Delaware, 1935, Relating to Public Arms and Defense," by Klair; to Revised Statutes.

On motion of Mr. Cubbage, **SB 77**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, with Reference to Compulsory Public School Attendance," 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. Barnard, Bengner, Burris, Crossley, Handsberry, Johnson, Pedrick—7.

Nays—Messrs. Cubbage, Dolby, Handsberry, Peeney, Mr. President Pro Tem—4.

Not Voting—Mr. Reilly—1.

Absent—Messrs. Klair, Longbotham, Powell, Webb, Steen—5.

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

Mr. Peeney changed his vote from yea to nay for the purpose of reconsideration.

On motion of Mr. Cannon, **SB 85**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Relating

to Motor Vehicles in Reference to Traffic Control Lights," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Pedrick, Peeney, Reilly, Steen, Mr. President Pro Tem—13.

Nays—None.

Absent—Messrs. Klair, Longbotham, Powell, Webb—4.

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

On motion of Mr. Steen, **SB 98**—"An Act to Amend Chapter 156 of the Revised Code of Delaware, 1935, Entitled 'Fees of Public Officers,' as Amended, by Making Certain Changes in the Amount of Fees Charged by the Prothonotaries of the Several Counties and by the Recorders in Kent and Sussex Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Reilly, Steen, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Klair, Powell, Webb—3.

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

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Thurs., March 8, 1951.

### 41ST LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Thurs., May 8, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Spry! Our Father God! As we approach the gateway of another noon-day, we come as little children; for we cannot understand, yet we trust Thee.

We cannot foresee what problems may face us as we proceed further into the day, or ere the darkness of night overshadows us; yet our faith constrains us to believe that Thou art equal to every need of all who will but trust Thee.

Therefore we pause in Thy presence, at this confused moment of our Nation's history to ask Thy guidance upon the Commander-in-Chief of our beloved Nation, and upon his official family; upon our Governor, and his aides; upon the Governors of every State, and their aides, and upon the leaders of every nation.

And we would not forget to ask Thy choicest blessing upon our boys and girls that are now in the service of our country, be they at home in training or abroad, and upon all their parents. And we ask it in Thy Name. Amen!

Members present—Messrs. Benger, Burris, Cubbage, Dolby, Handsberry, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—10.

Members absent—Messrs. Barnard, Crossley, Johnson, Klair, Longbotham, Powell, Steen—7.

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

Communications: 4 for **HB 67**; 1 against **SB 95**; 1 for **SB 121**; 1 for **SB 149**; 1 for **HB 169**.

Mr. Cannon presented to the Senate a statement of operations of the Joint Legislative Finance Committee of the 116th General Assembly as follows:

#### **STATEMENT OF OPERATIONS OF THE JOINT LEGISLATIVE FINANCE COMMITTEE OF THE 116TH GENERAL ASSEMBLY**

##### **TO ALL MEMBERS OF THE GENERAL ASSEMBLY**

The first meeting of the Joint Legislative Finance Committee was held on February 2, 1951 and with few exceptions, continued daily until March 7, 1951. During this period, budget requests of all State agencies and schools were carefully examined, which involved discussion, in detail, of financial problems of over 160 agencies and schools, covering more than 1,000 budget categories, any one of which may involve one to fifty items. Also, 134 authorized representatives of 40 agencies and schools appeared before the Committee to discuss their budget requests. Each agency or school representative was granted ample time to discuss his problems. There was no disposition on the part of the Committee to hurry the representatives. Some were requested to appear more than once to provide additional information so the Committee could determine their needs more intelligently.

Due to the present world conditions, the Governor requested this Committee to give consideration to reducing expenditures included in the Budget as prepared by the Budget Commission. Therefore, every item in each budget was considered, and where it was possible to reduce or eliminate the item without jeopardizing the proper functioning or efficiency of the agency or school, it was done; in cases where it was considered the budget was too low, additional sums were recommended.

The Committee's action on Educational appropriations was confined to recommending the amounts for "All Other

Costs" under the Unit System of \$550 per unit as included in the Budget based on recommended "All Other Costs" of \$525 per unit by the State Board of Education. The difference of \$25 per unit was allowed to cover price increases.

The State Board of Education had proposed a supplemental bill for Capital Outlay of \$89 per unit for all State schools. Instead, this Committee is recommending that \$50 per unit be placed in the Emergency Fund to cover this Capital Outlay.

It was brought to the Committee's attention that under the present Law, each additional teacher had to be hired at the rate required for inexperienced teachers of \$2,400 per annum. Some schools found it impossible to hire teachers at this rate. Therefore, this Committee has recommended that schools be permitted to hire teachers at an average rate of \$3,000 per annum for each additional teacher, basing their individual salary upon their degree and experience as required by Law. It is recommended that the financial provision for meeting this average rate for teachers be placed in the Emergency Fund.

The salaries of personnel and the number of teachers for schools are fixed by Law. Therefore, the Committee acted only on the number of janitors, clerks and nurses, except as otherwise requested by the school in question.

Although not a part of the Joint Legislative Finance Committee's assignment, this Committee also heard representatives of the Delaware Association of School Administrators, representing the schools throughout the State and individuals representing various organizations who were interested in the education of handicapped children.

Requests received by the Budget Commission amounted to \$43,772,701.63 for 1952 and \$38,943,173.56 for 1953. Anticipated revenue compiled from information given by revenue producing agencies amounted to \$23,644,233.00 in 1952 and \$23,292,922.00 in 1953. The Budget prepared by the Budget Commission called for \$27,393,561.07 for 1952 and \$27,786,945.74 for 1953. This Budget would reduce the cash surplus to an estimated amount of \$7,313,409.18 as of June 30, 1953. This latter figure would be reduced by the passage of bills for the Emergency Fund and other supplemental appropriations. At the time the Budget was prepared, these were estimated to be \$4,313,409.18, which would reduce the estimated surplus to approximately \$3,000,000.00 as of June 30, 1953.

The Joint Legislative Finance Committee recommends that the budget appropriation for 1952 be reduced to \$26,201,527.22 and for 1953 be reduced to \$26,313,666.97, or a total reduction for the biennium of \$2,665,312.62, and we believe, after considerable study, that these appropriations will be sufficient for the efficient operation of the State for the coming biennium.

A summary of the figures contained on the preceding page is as follows:

	Amounts Requested by Departments	Amounts Recommended by Budget Commission	Amounts Approved by Committee
1951-1952	\$43,772,701.63	\$27,393,561.07	\$26,201,527.22
1952-1953	38,943,173.56	27,786,945.74	26,313,666.97
Total Biennium	\$82,715,875.19	\$55,180,506.81	\$52,515,194.19
Less: Budget Report	55,180,506.81		
<i>Reductions by Budget Com- mission</i>	\$27,535,368.38		
Less: Approved Amounts by Committee		52,515,194.19	
<i>Reductions by Committee</i>		\$ 2,665,312.62	

The Committee suggests that the next Legislature, after both Houses are organized and members have been appointed to the Finance Committee in the Senate and the Appropriation Committee in the House, notices be sent to agencies and schools for hearings, and when it is determined that there is sufficient work for the Committee, the Legislature should adjourn for three to four weeks, so the Budget could be worked on by the Committee without interruption. In this way, there would be a considerable savings in expenditures for the State, due to the fact that there would be no need to have the numerous attaches present; there would be a saving in mileage of other members of the Legislature who were not members of the Joint Legislative Finance Committee, also, the numerous other costs incident to maintenance of the building.

(Signed) R. A. Cannon, Chairman  
Joint Legislative Finance Committee

Copies to: Governor, Lieutenant-Governor, Secretary of State, Budget Commission, State Treasurer, State Auditor, State Tax Commissioner

On motion of Mr. Cannon the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 1:45 p.m.

Messrs. Barnard, Crossley, Johnson, Klair, Steen asked to be marked present.

Mr. Cannon recognized the Senior Class of Seaford School which was visiting at this Session.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 32**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

**BE IT RESOLVED**, by the Senate of the 116th General Assembly that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee (excluding any Chaplain or Chaplains), 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 of Four Hundred Dollars (\$400.00) to any one person, on account of services to the present Session of the Senate. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 16**—"An Act Making an Appropriation to the State Board of Agriculture to Be Used for Anti-Hog Cholera Serum and Virus Under the Provisions of Article 6, Chapter 21, Revised Code of Delaware, 1935."

**HB 17**—"An Act Authorizing the Levy Court of Sussex County to Appropriate County Monies for the Control of Diseases of Hogs in Sussex County."

**HB 49**—"An Act to Amend Chapter 21, Revised Code of Delaware, 1935, as Amended, Entitled 'State Board of Agriculture,' in Reference to Bang's Disease and the Movement of Cattle Not Vaccinated."

**HB 86**—"An Act to Amend Chapter 142, Revised Code of Delaware, 1935, Entitled 'Landlord and Tenant' in Relation to the Time of Notice to Quit Farm Land in Kent and Sussex Counties."

**HB 202**—"An Act to Amend an Act Entitled 'An Act to Reincorporate the Town of Middletown,' Being Chapter 128, Volume 33, Laws of Delaware, as Amended, to Provide for Paving or Repairing of Sidewalks and Curbs and to Order Connection with Water Main or Sewer Main in the Town of Middletown and to Provide for the Collection of Costs Thereof from Owners of the Land Abutting and to Provide That the Costs Thereof When Done by the Town of Middletown Shall Be a Lien on the Property, Recoverable by the Sale of Lands and Premises Affected as a Special Assessment."

**HB 241**—"An Act to Amend Chapter 186, Volume 23, Laws of Delaware, Entitled 'An Act to Incorporate the Town of Ellendale,' by Authorizing the Town of Ellendale to Borrow Not Exceeding Six Thousand Dollars (\$6,000.00) and to Issue Bonds to Secure the Payment Thereof."

**HB 215**—"An Act Authorizing the Levy Court of Sussex County to Make Available to the Board of Soil District Super-

visors of the Soil Conservation District of Sussex County Certain Funds for the Employment of a Manager of Operations."

The following Bills were reported favorably by the majority of the respective committees as follows: **SB 191, SB 201, SB 207, SB 192, SB 193, SB 194**, by Fish, Oysters and Game.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 33**—"Authorizing Payment of Miscellaneous Printing Expenses for the Present Session of the Senate."

BE IT RESOLVED by the Senate of the 116th 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 not otherwise appropriated for the miscellaneous printing expenses of the Senate of the 116th General Assembly of the State of Delaware, the same being expenses incurred in connection with the present session thereof, viz.:

To Butlers, Inc. (Del. Invoice No. 105656)

6—#BF4906 Acco Binders .....\$ .70      \$ 4.20

(Del. Invoice No. 105657)

Eng. Plate and Printing 500 Cards  
each with State Seal in Gold.

Thomas L. Johnson .....	33.50	
John M. Longbotham.....	40.75	
E. Cowgill Barnard .....	37.00	
John E. Reilly, Sr. ....	40.75	
E. Sherman Webb .....	40.75	
Walter A. Handsberry .....	37.00	229.75

(Del. Invoice No. 105658)

Eng. Plate and Printing 500 Cards  
each with State Seal in Gold.

R. Allen Cannon .....	40.75	
John W. Burris .....	33.50	
Edwin R. Powell .....	37.00	
J. Fred Dolby .....	37.00	
Frederick Klair .....	37.00	
Ernest B. Benger .....	37.00	222.25

(Del. Invoice No. 105659)

500 Cards Each for the Following:

Dudley Crossley .....	37.00	
Curtis W. Steen .....	37.00	
George A. Pedrick .....	40.75	
Thomas E. Peeney .....	37.00	151.75



## To The Harrington Journal

(Del. Invoice No. 16391)

Imprinting on letterheads and envelopes for 16 Senators, Secretary of Senate and Lt. Governor . . . .	74.00	74.00
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(Del. Invoice No. 16392)

200 8½x11 forms (Employees' oath)	6.45	
200 #63 Membership Cards (White)	6.25	12.70

## To The Dover Index

(Their Invoice No. 1261)

1000 forms S-5-1000-51 Padded in		
books of 100 . . . . .	11.75	
700 forms S-1-700-51 Padded in		
books of 100 . . . . .	10.40	
500 forms S-2-500-51 Padded in		
books of 100 . . . . .	9.10	
500 forms S-3-500-51 Padded in		
books of 100 . . . . .	9.10	
500 forms S-4-500-51 Padded in		
books of 100 . . . . .	9.10	49.45
TOTAL . . . . .		\$744.10

AND BE IT FURTHER RESOLVED, that the State Treasurer of the State of Delaware be, and he hereby is, authorized to pay the total amount so appropriated, being the sum of Seven Hundred Forty-four Dollars and ten cents (\$744.10), upon warrants approved by the President Pro Tem of the Senate.

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

**SB 256**—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1944-45, as Amended, Known as 'Delaware State Employees' Pension Act,' by Lessening the Requirements for 'Covered Employment,' by Cannon; to Revised Statutes.

**SB 257**—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1944-45, as Amended, Known as 'Delaware State Employees' Pension Act,' by Increasing the Maximum Amount of Pension Benefits, and by Redefining 'Monthly Retiring Salary' and the 'Covered Employment' Requirement for Disability Pensions," by Cannon; to Revised Statutes.

**SB 258**—"An Act to Amend Chapter 98 of the Revised Code of Delaware 1935, Relative to the Orphans' Court by Providing That Either the President, Vice-President, Secretary or Cashier or Treasurer of a Corporation; or Any One Partner of a Partnership Shall Make the Affidavit for the Probate of Debts," by Klair and Bengier; to Revised Statutes.

**SB 259**—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1944-45, as Amended, Known as 'Delaware State Employees' Pension Act,' by Providing That an Employee Shall Be Considered to Have Been in 'Covered Payment' for Any Period or Periods During Which He Was Employed by Any County or Municipality of This State Under Certain Conditions," by Cannon; to Revised Statutes.

**SB 260**—"An Act to Amend Chapter 153 of the Revised Code of Delaware, 1935, as Amended Entitled 'Offenses Against Religion, Morality and Decency,' by Permitting Theatres to Operate Throughout the State on Sundays at Certain Hours," by Cabbage; to Miscellaneous.

**SB 261**—"An Act to Amend Chapter 259, Volume 41, Laws of Delaware, 1937, Relating to the State Park Commission by Empowering Said Commission to Acquire Lands by Lease," by Cannon; to Public Lands.

**SB 262**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Levy Court' in Relation to the Salaries of the Levy Court Commissioners of Kent and Sussex Counties," by Cannon; to Finance.

**SB 263**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Increasing Certain Non-Resident Fishing License Fees," by Webb; to Fish, Oysters and Game.

**SB 264**—"An Act to Amend Chapter 212, Volume 44, Laws of Delaware, 1943, as Amended, Relating to the State Soil Conservation Commission by Changing the Composition of Said Commission," by Cannon; to Agriculture.

**SB 265**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles by Changing the Expiration Date of Operators' and Chauffeurs' Licenses," by Cannon; to Miscellaneous.

**SB 266**—"An Act to Amend Chapter 118 of the Revised Code of Delaware, 1935, as Amended, Relative to the Orphans' Court by Disempowering the Vice-Chancellor to Appoint a Guardian for Minors, in Vacation, at Chambers," by Crossley; to Judiciary.

**SB 267**—"An Act to Provide for a Uniform Mileage Payment to the Employees of the State, Its Agencies and Departments and to the Employees of the Several Counties," by Cannon; to Finance.

**SB 268**—"An Act Making an Appropriation to the State Park Commission for the Purpose of Controlling Damage by Beach Erosion," by Cabbage; to Finance.

**SB 269**—"An Act Amending Article 4 of Chapter 129 of the Revised Code of Delaware, 1935, Relating to Witnesses and Evidence by Providing That Photographic, Microphotographic and Photostatic Copies Shall Be Competent as Business Records," by Cabbage; to Judiciary.

**SB 270**—"An Act Authorizing the Dedication of a Certain Highway and Traffic Interchange as a Part of the Approaches

of the Delaware Memorial Bridge," by Cubbage; to Buildings and Highways.

**SB 271**—"An Act to Abolish the State Forestry Department, State Forestry Commission and State Forester; Transferring All Rights, Duties, Assets, Liabilities, Claims and Functions to the State Highway Department," by Cannon; to Revised Statutes.

The following Substitute Bills with titles the same as the Original Bills, were introduced, given first and second readings by title only, and referred to committees as follows: **SS 1** for **SB 116**, by Peeney, to Finance; **SS 1** for **SB 41**, by Cannon, to Education.

Requests that the following be stricken from the calendar were granted to Members as follows: **SB 260**, Cubbage; **SB 99**, Handsberry.

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

The Secretary of State, Hon. H. B. McDowell, Jr., being admitted presented to the Senate a message from His Excellency, Honorable Elbert N. Carvel, Governor of Delaware. The Governor's message was referred to the Executive Committee.

On motion of Mr. Webb, **SB 79**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' by Increasing the Fee Payable for the Issuance of a Fishing License," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Mr. Cubbage—1.

Absent—Messrs. Powell, Longbotham—2.

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

On motion of Mr. Steen, **SB 113**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, Relating to Occupational Licenses, by Requiring That Coin Operated Amusement Machine Owners and Music Machine Owners Affix to Each Machine a Decalcomania Stamp to Evidence Payment of License Fee," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Powell, Longbotham—2.

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

On motion of Mr. Handsberry, **SB 107**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, Relating to Occupational Licenses by Providing a Penalty for Failure of Coin Operated Amusement Machine Owners and Music Machine Owners to Have Affixed to Each Machine a Decalcomania Stamp to Evidence Payment of License Fee," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Powell, Longbotham—2.

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

On motion of Mr. Webb, **SB 112**—"An Act Authorizing the State Treasurer to Transfer Certain Funds to the Credit of the General Fund of the State of Delaware and Providing for the Non-Payment of Checks Drawn Against Said Funds," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Powell, Longbotham—2.

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

On motion of Mr. Dolby, **SB 122**—"An Act to Amend Chapter 74, of the Revised Code of Delaware, 1935, as Amended, Entitled, 'Fish, Oysters and Game,' by Changing the Dates of the Open Season on Squirrels 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. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Johnson, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—13.

Nays—Mr. Klair—1.

Absent—Messrs. Longbotham, Powell—2.

Not Voting—Mr. Burris—1.

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

On motion of Mr. Steen, **SB 127**—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in Sussex County," was taken up for consideration and read a third time by 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Powell, Longbotham—2.

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

On motion of Mr. Webb, **SB 142**—"An Act to Amend Chapter 74, of the Revised Code of the State of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game, by Providing for the Season Within Which Diamond Back Terrapin May Be Taken and Killed," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Longbotham, Powell—2.

Not Voting—Mr. Cabbage—1.

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

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 119** (2 favorably, 2 unfavorably, 1 on its merits), **SB 62** (2 favorably, 2 unfavorably, 1 on its merits), **SB 121**, **SB 37**, **SB 50**, **SB 69**, by Revised Statutes; **SB 133** (on its merits), **SB 126** (on its merits), by Miscellaneous.

On motion of Mr. Peeney the Senate recessed for 30 minutes.

Senate met at expiration of recess at 4:25 p.m., Pres. Pro Tem R. A. Cannon presiding.

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Fri., March 9, 1951.

## 42ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Fri., March 9, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Spry: Our Father, as we reflect upon our weakness and shortcomings a voice within cries out unto Thee, as did the Psalmist: "What is man that Thou art mindful of him? and the son of man that Thou visitest him? Yet our faith in Thee enables us to believe that there is nothing in this universe more far-reaching than Thy mercy, and nothing more abounding than Thy Love.

Therefore out of the depths of our weakness and out of the depths of our failures, we turn unto Thee, asking Thee to guide us in every experience as Thou seest best.

Especially remember each member of this assembly; should others become excited or impatient, keep Thou us calm.

When others become careless or hasty with their words, may we remember the words of the poet and catch the lesson that he would teach when he said:

"Boys flying kites, draw in their white wing birds,

You can't do that when you are flying words:

Careful with fire is good advice you know;

Careful with words is ten times doubly so:

Thoughts unexpressed may sometimes fall back dead,

But God Himself can't kill them when they are said.

Therefore we ask that Thou wilt help us to guard our words, our acts, and our deeds. For Christ's sake. Amen.

Members present—Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—14.

Members absent—Johnson, Powell, Steen—3.

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

On motion of Mr. Cannon the Senate recessed until 1 p.m.

Senate met at expiration of recess at 3:45 p.m.

Messrs. Powell, Steen, Johnson asked to be marked present.

The Chair presented the following House Bills, which were given first and second readings and referred to committees as follows: **HB 16, HB 17, HB 8**, to Finance.

On motion of Mr. Peeney, Section 2 of Rule 9 for the introduction of House Bills was suspended for the balance of this Legislative Day.

**HB 40, HB 41, HB 108, HB 115, HB 116, HB 154, HB 155, HB 176, HB 188, HB 202, HB 241**, to Municipal Corporations; **HB 49, HB 86, HB 54, HB 215**, to Agriculture; **HB 35, HB 36, HB 88, HB 65, HB 158, HB 179**, to Finance; **HB 74, HB 123, HB 168**, to Revised Statutes; **HB 120, HB 194, HB 203**, to Mis-

cellaneous; **HB 140, HB 141, HB 134**, to Fish, Oysters and Game.

The following Bills were reported favorably by the majority of the respective committees as follows: **SB 264**, by Agriculture; **SB 240, SB 248**, by Labor; **SB 146, SB 120, SB 144**, by Municipal Corporations; **SB 135, SS 1 for SB 41**, by Education; **SS 1 for SB 261**, by Public Lands; **SS 1 for SB 76**, by Temperance; **SS 1 for SB 211, SS 1 for SB 215, SS 1 for SB 210, SS 1 for SB 218**, by Judiciary; **SS 1 for SB 198**, by Miscellaneous; **SS for SB 116, SB 114, SB 42, SB 117, SB 115, SB 267, SB 160, SB 262**, by Finance.

On motion of Mr. Webb, **SB 40**—"An Act to Amend an Act Entitled, 'An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown,' Being Chapter 166, Volume 43, as Amended by Chapter 155, Volume 46, Laws of Delaware, by Authorizing the Town Council of Georgetown to Raise by Taxation a Sum Not in Excess of Fifty Thousand Dollars (\$50,000.00) Yearly to Carry on the Government of the Town and Defray the Expenses Thereof," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—Mr. Burris—1.

Absent—None.

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

On motion of Mr. Cannon, **SB 81**—"An Act to Amend Chapter 161, Revised Code of Delaware, 1935, Relating to 'State Real Estate Commission,' by Increasing the Annual License Fee of Real Estate Brokers and Salesmen," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

Mr. Peeney asked for deferment on this Bill. Mr. Cannon denied the request and asked for a Roll Call.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—Mr. Peeney—1.

Absent—None.

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

On motion of Mr. Webb, **SB 131**—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in New Castle County," was taken up for consideration and read 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. Barnard, Bengier, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Cannon, **SB 136**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles, by Increasing the Costs for Replacing Number Plates," was taken up for consideration and read a third time by 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. Barnard, Bengier, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Webb—1.

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

On motion of Mr. Cannon, **SB 138**—"An Act to Appropriate Funds to Various School Districts to Make Up for Deficiencies in Unit Allotments for Which Funds Were Not Available Under the Regular School Budget for the School Year, 1950-1951," 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. Barnard, Bengier, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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



On motion of Mr. Cannon, **SB 151**—"An Act Appropriating Money to American Legion, Sussex Post Number 8, in Sussex County, with Which to Operate and Maintain an Ambulance," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—Mr. Pedrick—1.

Absent—None.

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

On motion of Mr. Cabbage, **SB 162**—"An Act to Amend Chapter 60, Revised Code of Delaware, 1935, Relating to General Elections by Providing for an Unofficial or Sample Ballot; the Number and Style of Ballots to Be Printed; Distribution of Ballots; Additional Unofficial or Sample Ballots Printed, When; Quantity of Election Supplies Furnished; One Official Ballot at a Time Available to Electors at Polls; Unofficial or Sample Ballots Not to Be Counted; Illegal Possession of Official Ballots; Penalty," 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. Crossley, Cabbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—Messrs. Barnard, Burris, Johnson, Longbotham, Pedrick, Peeney, Powell—7.

Absent—None.

Not Voting—Dr. Benger—1.

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

On motion of Mr. Crossley, **SB 164**—"An Act to Amend Chapter 108 of the Revised Code of Delaware, 1935, as Amended, by Increasing the Annual Appropriation for the Compensation of Reporters and Stenographers and for Office Supplies and Equipment of the Law Courts of This State," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Cannon, **SB 195**—"An Act Transferring to the General Fund of the State Treasury the Present Balance Remaining to the Credit of the 'School Inspection Reserve Account' Established Under Section 9 of Chapter 79, Volume 43, Laws of Delaware, 1941, Entitled 'An Act to Provide for the Purchase and Construction of New and Improved Buildings, Grounds and Equipment for Certain State Institutions and the University of Delaware and School Districts of This State and Relating to the Costs Thereof, Making Appropriation and Providing for the Means of Payment,'" was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

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

**SB 272**—"An Act to Amend 1136, Sec. 1. of Chapter 42, Revised Code of Delaware, 1935, Relative to Notaries Public and Commissioners of Deeds, as Amended by Chapter 100, Volume 41, Laws of Delaware, 1937, and Chapter 97, Volume 43, Laws of Delaware, 1941, by Providing for Additional Notaries Public," by Cannon; to Revised Statutes.

**SB 273**—"An Act Authorizing, Empowering and Directing the State Park Commission of Delaware to Acquire and Maintain a Public Park Site at Big Stone Beach, in Kent County, and to Improve the Same, and Making an Appropriation Therefor," by Cubbage and Longbotham; to Finance.

**SB 274**—"An Act to Amend Chapter 165, Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles, by Changing the Expiration Date of Operators' and Chauffeurs' Licenses," by Cannon; to Revised Statutes.

On motion of Mr. Peeney the Senate adjourned until 11 a.m., Mon., Mar. 12, 1951.

### 43RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Mon., March 12, 1951, Pres. Pro Tem R. A. Cannon presiding.

Prayer by the Chaplain, Rev. Bundick: Our Heavenly Father, we thank Thee for the gift of life, for the power of choice, and for the privilege of service. We lift our hearts in gratitude for all things that make life worth living—for the love of mother and father, brother and sister, and for the companionship of friends.

We ask Thee, Dear Lord, to bless our homes, our neighborhood, our towns—bless our State, our Nation, and our world. Grant Thy grace upon those who are to lead and guide us. Give us Thy Wisdom to the end that we may travel in the way of righteousness and peace.

These favors we ask through Jesus Christ our Saviour. Amen.

Members present—Messrs. Dolby, Handsberry, Klair, Longbotham, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—8.

Members absent—Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Johnson, Pedrick, Powell, Steen—9.

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

In the absence of a quorum, the Chair declared a recess until 1 p.m.

Senate met at 2:00 p.m., Lt. Gov. Bayard presiding.

Messrs. Benger, Crossley, Barnard, Powell, Pedrick, Johnson, Steen, Burris asked to be marked present.

On motion of Mr. Reilly, **HB 11**—"An Act to Repeal Chapter 128 of Volume 30, Laws of Delaware, 1919, Entitled 'An Act Requiring Certain Uniform Fire Equipment in the Towns of This State,'" was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—13.

Nays—Dr. Benger—1.

Absent—Messrs. Burris, Cabbage, Powell—3.

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

On motion of Mr. Cannon, **HB 13**—"An Act Appropriating Money to the United Spanish War Veterans, Department of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Dolby, Hands-

berry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Webb, Mr. President Pro Tem—13.

Nays—None.

Absent—Messrs. Burris, Cabbage, Powell, Steen—4.

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

On motion of Mr. Johnson, **SB 198**—"An Act to Amend Chapter 11 of Volume 39 of the Laws of Delaware, 1934, as Amended, Relating to the Protection of Aboriginal Sites and the Preservation of Archaeological and Scientific Information, Matters and Objects," 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. Barnard, Benger, Crossley, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—13.

Nays—None.

Absent—Messrs. Burris, Cabbage, Powell, Klair—4.

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

On motion of Mr. Webb, **HB 71**—"An Act Appropriating Money to the Delaware Society for the Prevention of Cruelty to Animals," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Cabbage, Powell—3.

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

On motion of Mr. Klair, **SB 97**—"An Act Making an Appropriation to the State Board of Agriculture for the Vaccination of Calves and Testing of Cattle for Bang's Disease Under the Provisions of Chapter 264, Volume 46, Laws of Delaware, 1947," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Cabbage, Peeney—3.

So the question was decided in the affirmative, and the Bill

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

On motion of Mr. Johnson, **SB 144**—"An Act to Amend the Charter of the City of Rehoboth Beach as Established by Chapter 161, Volume 41, Laws of Delaware, and as Amended by Chapter 96, Volume 47, Laws of Delaware, by Increasing the Amount of Taxes That May Be Raised in Any Fiscal Year for Municipality," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Cabbage, Klair, Webb—3.

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

The following Bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 168** (on its merits), **SB 153** (on its merits), **SB 123**, **SB 139**, **HB 88**, **HB 56**, **HB 16**, **HB 17**, **HB 65**, **HB 36**, by Finance; **SB 187**, by Elections; **SB 132**, by Public Lands; **SB 216**, by Education; **SB 263**, by Fish, Oysters and Game; **SB 227**, by Private Corporations; **HB 8**, by Finance.

On motion of Mr. Cannon the Senate recessed until call of the Chair.

Senate met at expiration of recess at 4:30 p.m., Lt. Gov. Bayard presiding.

The following Substitute Bills with titles the same as the Original Bills were introduced, given first and second readings by title only, and referred to committees as follows: **SS** for **SB 115**, **SS** for **SB 117**, by Peeney, to Finance; **SS** for **SB 170**, by Cannon, to Finance.

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

**SB 275**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, Entitled: 'State Revenue' by Abolishing Interest upon Penalties Assessed upon Certain Delinquent Taxes," by Steen; to Finance.

**SB 276**—"An Act Directing the State Highway Department of the State of Delaware to Repair the Dykes Along the Delaware River Between New Castle and Deemer's Beach in New Castle County," by Pedrick; to Finance.

**SB 277**—"An Act Authorizing the Erection, Construction, Installation, Keeping in Good Order and Repair a Caution Light at the Intersection of Alternate Highway Route No. 113 and Highway Route No. 26 in Kent County, Delaware," by Barnard; to Buildings and Highways.

**SB 278**—"An Act Authorizing the Erection, Construction, Installation, Keeping in Good Order and Repair, a Traffic Control Light at the Intersection of Route 13 and Route 31 in Kent County," by Barnard; to Buildings and Highways.

**SB 279**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Increasing the Minimum Length of Rock Fish Which May Be Caught or Taken," by Steen; to Fish, Oysters and Game.

**SB 280**—"An Act to Amend an Act Entitled 'An Act to Reincorporate the Town of Frankford' Being Chapter 144, Volume 41, Laws of Delaware, by Providing That the Fees of Each Member of the Police Force Shall Be the Same as Those of a County Constable for Like Services; and Providing That Each Member of the Police Force Shall be Vested, Within the Town Limits and Within One Mile Outside of Said Limits with All the Powers and Authority of Any Constable of Sussex County and in the Case of Pursuit of an Offender Their Power and Authority Shall Be Without Territorial Limitation," by Steen; to Municipal Corporations.

**SB 281**—"An Act to Amend Chapter 116 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Juvenile Delinquents and Probation'—Article 4; Creating a Separate Judgeship and Staff for the Juvenile Court of Kent and Sussex Counties Providing Salaries Therefor, and Re-defining the Jurisdiction and General Purpose of Said Court," by Steen and Johnson; to Finance.

**SB 282**—"An Act to Create a Department of Economic Development and to Assign Functions Thereto; to Create and Include in Such Department, a Board of Public Service, a State Racing Board, and a State Banking Board; to Transfer to and Continue in Such Department the Following Examining Boards: State Board of Accountancy, State Board of Examiners and Registration of Architects, Board of Examiners of Barbers, Board of Chiropody Examiners for the State of Delaware, State Board of Chiropractic Examiners, the Delaware State Board of Dental Examiners, State Board of Registration for Professional Engineers and Land Surveyors, State Board of Examiners of Graduate Nurses, Delaware State Board of Examiners in Optometry, State Board of Pharmacy, Board of Pilot Commissioners for the State of Delaware, Delaware Real Estate Commission, State Board of Undertakers, and State Board of Veterinary Examiners; to Merge the Medical Council and the Two Existing Boards of Medical Examiners, Created by Chapter 27 of the Revised Code of Delaware, 1935, as Amended, into a Single Board of Medical Examiners in the Department of Economic Development; to Abolish the Office of State Bank Commissioner, Created by Section 17, Chapter 66, Revised Code of Delaware, 1935, the Bank Advisory Board, Created by Section 31, Chapter 66, Revised Code of Delaware, 1935, the Board of Bank Incorporation Created

by Section 143, Chapter 66, Revised Code of Delaware, 1935, the Delaware State Development Department, Created by Chapter 380, Volume 47, Laws of Delaware, 1949, the State Board of Housing, Created by Chapter 160, Revised Code of Delaware, 1935, the Public Service Commission of Delaware, Created by Section 1, Chapter 254, Volume 47, Laws of Delaware, 1949, the Delaware Racing Commission, Created by Chapter 163, Revised Code of Delaware, 1935, the Delaware Harness Commission, Created by Chapter 303, Volume 45, Laws of Delaware, 1944-45, the Delaware State Apple Commission, Created by Chapter 308, Volume 47, Laws of Delaware, 1949 and the Delaware State Poultry Commission, Created by Chapter 356, Volume 47, Laws of Delaware, 1949, and to Transfer the Functions, Powers, Authority, Duties, and Responsibilities of the Departments, Commissions, and Boards So Abolished to the Department of Economic Development; to Create a Position of Director of Economic Development at the Head of the Department and to Provide for Such Director to Furnish Secretarial, Clerical, and Technical Services to the Boards in the Department; to Relieve the Boards in the Department of Responsibility for Administrative Details to the Maximum Extent Feasible; to Amend Chapter 254, Volume 47, Laws of Delaware, 1949, Relating to the Public Service Commission; to Amend Section 5, Chapter 163 of the Revised Code of Delaware, 1935, as Amended, Relating to Salaries of Clerks and Rental Expense of the Delaware Racing Commission; to Amend Section 5, Chapter 303, Volume 45, Laws of Delaware, 1944-45, as Amended, Relating to Salaries of Clerks and Rental Expense of the Delaware Harness Racing Commission; to Assign Aeronautical Promotion Functions to the Department of Economic Development; to Provide for the Conditional Transfer of Functions of Collecting and Handling Moneys; to Provide for Repeal of All Acts and Parts of Acts Inconsistent with This Act," by Dolby; to Revised Statutes.

**SB 283**—"An Act to Require Every Person, Association or Corporation Selling Houses Prior to Completion Through Use of a Sample House to Post Bond Guaranteeing Duplication of the Sample House; Penalty for Violation," by Klair; to Miscellaneous.

**SB 284**—"An Act to Amend Chapter 10 of the Revised Code of Delaware, 1935, as Amended by Chapter 181, Volume 47, Laws of Delaware, 1949, with Reference to the Legislative Journals, by Altering the Printing Requirements," by Crossley; to Printing and Supplies.

**SB 285**—"An Act to Amend Chapter 119 of the Revised Code of Delaware, 1935, Relating to 'Justice of the Peace,' by Increasing the Fine for Assault and Battery," by Handsberry; to Judiciary.

**SB 286**—"An Act to Amend Chapter 90 of the Revised Code of Delaware, 1935, as Amended, Relating to Child Labor," by Peeney; to Labor.

**SB 287**—"An Act to Amend Chapter 211, Volume 14, Laws of Delaware, 1943, Relating to the State Building and Grounds Commission by Enlarging the Powers and Duties of Said Commission," by Cannon; to Buildings and Highways.

**SB 288**—"An Act to Amend Chapter 160, Revised Code of Delaware, 1935, Relating to the State Housing Board and Housing Authority by Altering the Qualifications of the Members of the Board and the Organization of the Board," by Cannon; to Revised Statutes.

**SB 289**—"An Act to Amend an Act Entitled 'An Act to Reincorporate the Town of Dagsboro' Being Chapter 161, Volume 43, Laws of Delaware, by Providing That the Fees of Each Member of the Police Force Shall Be the Same as Those of a County Constable for Like Services; and Providing That Each Member of the Police Force Shall Be Vested, Within the Town Limits and Within One Mile Outside of Said Limits with All the Powers and Authority of Any Constable of Sussex County and in the Case of a Pursuit of an Offender Their Power and Authority Shall Be Without Territorial Limitation," by Steen; to Municipal Corporations.

**SB 290**—"An Act to Transfer Certain Funds to the General Account of the Georgetown Special School District," by Cannon; to Accounts.

**SB 291**—"An Act for the Completion, Equipping and Furnishing of Two Partially Finished Buildings, the Repairs, Remodeling and Refurnishing of One Existing Building, the Enlargement, and Equipping of the Present Kitchen, Enlargement of the Boiler Plant and the Utility Services, and the Construction, Equipping and Furnishing of Employees Residences at the Delaware State Hospital at Farnhurst; Making an Appropriation Therefor and Authorizing the State of Delaware to Borrow Money and Issue Bonds for the Payment of the Money So Appropriated," by Webb and Pedrick; to Finance.

**SB 292**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Levy Courts' by Repealing the Requirement for Newspaper Publication of Delinquent Tax Lists," by Handsberry; to Revised Statutes.

**SB 293**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, as Amended, Entitled 'County Treasurers and Collection of Taxes' by Repealing the Requirement for Newspaper Publication of Delinquent Tax Lists," by Handsberry; to Revised Statutes.

Mr. Barnard moved that **SB 114** be given its third and final reading and placed on passage. Mr. Cannon stated that a Bill was being prepared to include all salary increases for the various departments and asked for deferment at this time. Mr. Barnard withdrew his motion.

On motion of Mr. Cannon the Senate adjourned until 11 a.m., Tues., March 13, 1951.



#### 44TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Tues., March 13, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Bundick: Our Heavenly Father, we believe that Thou art a God of Love and Compassion. We approach Thee with reverence and humility. We know that we have sinned and come short of Thy glory. When we would do good, evil is present with us. Forgive us, then, of our mistakes and wrongdoings, we pray.

May Christ dwell in our hearts by faith to such an extent that we shall become more like Him day by day. Help us to be rooted and grounded in love. May we seek to minister, rather than to be ministered unto.

Make us sufficient for the task of the day thru Christ our Lord. Amen.

Members present—Messrs. Benger, Crossley, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Webb—9.

Members absent—Messrs. Barnard, Burris, Cabbage, Johnson, Powell, Reilly, Steen, Cannon—8.

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

One communication was read in favor of increasing teachers' pension benefits.

One communication was read in favor of **SB 185**.

Mr. Cannon asked to be marked present.

On motion of Mr. Cannon the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 4:05 p.m.

Messrs. Johnson, Powell, Reilly, Steen, Burris, Barnard asked to be marked present.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 222**, Fish, Oysters and Game; **SB 251** (on its merits), **SB 224**, by Buildings and Highways; **HB 79**, by Banking and Insurance; **HB 86**, **HB 215**, **HB 49**, **HB 54**, by Agriculture.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 34**—"Making an Appropriation for Telephone Service Charges and Toll Calls in Connection with the Work of the Senate of the 116th General Assembly of the State of Delaware."

BE IT RESOLVED, by the Senate, that the following amount be, and it is hereby appropriated, to pay for telephone service charges, and toll calls in connection with the work of the Senate of the 116th Session of the General Assembly of the State of Delaware, which convened January 2, A. D. 1951, and that the State Treasurer be, and he is hereby authorized

and directed to pay to The Diamond State Telephone Company the total of the items listed in this resolution, as follows:

Service Connection Charge .....	\$ 7.00
Local Service and Equipment .....	21.60
Toll Service and Telegrams .....	237.76
Balance from Last Bill .....	27.34
	<hr/>
	\$293.70

On motion of Mr. Reilly, **SB 37**—"An Act to Amend Chapter 49, of the Revised Code of Delaware, 1935, Entitled 'Coroners' by Repealing a Part Thereof Relating to the Deputy Coroner for New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Cabbage—1.

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

On motion of Mr. Cannon, **SB 135**—"An Act to Amend Chapter 71, Revised Code of Delaware, 1935, as Amended, Relating to Free Public School by Raising the Limitation Respecting Bonds with Regard to Assessed Valuation," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Cabbage—1.

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

On motion of Mr. Webb, **SB 191**—"An Act to Amend Chapter 77, Volume 42, Laws of Delaware, as Amended, by Chapter 12, Volume 43, Laws of Delaware and Chapter 78, Volume 47, Laws of Delaware by Designating the Use of Certain of the Funds Derived from Yearly Fishing License Fees Collected by the Board of Game and Fish Commission," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Cabbage—1.

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

On motion of Mr. Webb, **SB 192**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' with Respect to the Amount of Game Lawful to Take or Kill," 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. Benger, Crossley, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—12.

Nays—Messrs. Barnard, Burris, Longbotham, Powell—4.

Absent—Mr. Cabbage—1.

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

On motion of Mr. Crossley, **SB 197**—"An Act to Amend Chapter 21, Article 10 of the Revised Code of Delaware, 1935, Relating to the State Board of Agriculture in Reference to the Sale of Liming Materials," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Cabbage—1.

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

On motion of Mr. Dolby, **SB 212**—"An Act to Reimburse the State Highway Department for Money Advanced to the State Police Pension Board for State Police Pensions," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Cabbage—1.

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

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

**SB 294**—"An Act to Prevent Unfair Competition and Unfair Trade Practices in the Sale of Cigarettes; to Prohibit Sales of Cigarettes Below Cost; to Protect and Stabilize the Collection of Taxes on the Sale of Cigarettes and Revenue from the Licensing of Persons Engaged in the Sale of Cigarettes; to Confer Powers and Impose Duties on the State Tax Department and on Persons, as Herein Defined, Engaged in the Sale of Cigarettes at Retail or Wholesale; and Providing Remedies and Imposing Penalties for Violations Thereof," by Peeney (by request); to Miscellaneous.

**SB 295**—"An Act to Amend Chapter 202, Volume 37, Laws of Delaware, 1931, Entitled 'An Act to Amend Chapter 163, Volume 32, Laws of Delaware, Entitled "An Act to Further 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' " by Providing for the Election of the Members of the Board of Public Education in Wilmington; Qualifications and Method of Election of Members," by Reilly; to Education.

**SB 296**—"An Act to Amend Chapter 5 of the Revised Code of Delaware, 1935, as Amended, to Provide for the Transmittal to the Judges' Library of Sussex County of the Copies of the Judicial Reports and Chancery Reports of the State of Delaware," by Cannon; to Judiciary.

**SB 297**—"An Act Authorizing the State of Delaware to Borrow Seven Million Dollars (\$7,000,000.00), and Issue Bonds Therefor, to Provide a Highway Improvement Program, for the Purpose of Acquiring Lands and Rights-of-Way and Constructing and Reconstructing Roads, Highways, Bridges, and Improvements Incidental Thereto, and Providing the Form of the Bonds and Coupons as Well as the Procedure for the Sale Thereof, Providing for the Payment of Principal and Interest of Said Bonds, and Appropriating the Sum Received Therefrom to the State Highway Department," by Cannon; to Finance.

**SB 298**—"An Act Appropriating Money to the Holloway Terrace Volunteer Fire Co., Inc., in New Castle County for the Maintenance and Operation of a Motor Vehicle and Equipment

for the Use of the 'Rescue Squad' in Answering Emergency Calls to Save Human Life," by Klair and Pedrick; to Finance.

On motion of Mr. Steen the Senate adjourned until 11 a.m., Wed., March 14, 1951.

### 45TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11:00 a.m., Wed., March 14, 1951., Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Bundick: Our Heavenly Father, we know that thou art our Creator and Redeemer. Thou hast so richly blessed our lives in many ways. We realize that every good and perfect gift comes from Thee.

As we gather here today we pray that Thou wilt breathe into our hearts the spirit of true devotion. Forgive us of our many sins and cleanse us from all unrighteousness. Give us faith—faith in Jesus as our all-sufficient Saviour. Give us hope—hope that will hold us securely in the midst of life's storms and trials. Give us love—that perfect love that casteth out fear.

We ask in Jesus' name. Amen.

Members present—Messrs. Barnard, Benger, Crossley, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Burris, Cubbage, Johnson, Powell, Steen—5.

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

On motion of Mr. Cannon the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 3:10 p.m., Lt. Gov. Bayard presiding.

Messrs. Burris, Johnson, Steen, Powell asked to be marked present.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 94**; and that the House had passed and requested the concurrence of the Senate in the following Bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

**HB 4** with **HA 1**—"An Act Appropriating Money to Federally Recognized Units of the Delaware National Guard," to Finance.

**HB 242**—"An Act Making an Appropriation for the General Expenses of the New Castle Tercentenary Commission," to Finance.

**HB 246**—"An Act to Amend Chapter 156, of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fees of Public Officers' by Increasing Certain Mileage Fees for the Sheriff in New Castle County," to Finance.

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

**SB 299**—"An Act Making an Appropriation for an Elevator in the Legislative Building at Dover," by Klair; to Finance.

**SB 300**—"An Act to Repeal Section 194 of Chapter 65, Revised Code of Delaware, 1935, and to Abolish the Commission for Regulating Boulevard Corporations," by Cannon; to Revised Statutes.

Mr. Crossley asked for the privilege of the floor for the following persons to explain **SB 121** and **SB 125**: The Reverend Francis S. Lynch, Director of the Catholic Welfare Guild, Mrs. Florence A. Clark, Assistant Director of the State Board of Welfare, and Miss Elizabeth S. Townsend, Executive Director of the Children's Bureau of Delaware.

Mr. Peeney introduced **SCR 16**—"Objecting to the Proposal by the Federal Government to Increase the Federal Gasoline Tax."

Mr. Cannon moved that **SCR 16** be referred to committee.

Mr. Peeney asked for a roll call.

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

Yeas—Messrs. Crossley, Dolby, Handsberry, Klair, Reilly, Steen, Mr. President Pro Tem—7.

Nays—Messrs. Barnard, Bengier, Burris, Johnson, Pedrick, Peeney, Powell—7.

Not Voting—Mr. Webb—1.

Absent—Messrs. Cabbage, Longbotham—2.

Because of a tie vote, the President of the Senate voted yea, and **SCR 16** was referred to the Committee on Finance.

On motion of Mr. Burris the Senate recessed for 15 minutes.

Senate met at expiration of recess at 5:10 p.m.

On motion of Mr. Cannon the Senate adjourned until 11 a.m., Thurs., March 15, 1951.

#### 46TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Thurs., March 15, 1951, Pres. Pro Tem R. A. Cannon, presiding.

Prayer by the Chaplain, Rev. Spry: Our Gracious Father! Thou hast added another day to our lives. As we thus grow in age, may we likewise grow in knowledge and wisdom. To that end, we pray, as did the Psalmist, "So teach us to number our days that we may apply our hearts unto wisdom; O satisfy us early with Thy mercy, that we may rejoice and be glad all our days."

We now bow in Thy presence, that we may implore Thy guidance upon His Excellency, our Governor, of this little

Diamond State, and his staff; and upon our esteemed leader of this body, the President Pro Tem, and his aides. And we would not forget to ask Thy blessings upon these learned attorneys; these kind and obliging attaches, and the distinguished visitors who frequent these halls from time to time. And we ask it all in Thy Name and for Thy sake. Amen!

Members present—Messrs. Benger, Dolby, Handsberry, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—8.

Members absent—Messrs. Barnard, Burris, Crossley, Cabbage, Johnson, Klair, Longbotham, Powell, Steen—9.

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

In the absence of a quorum, the Chair declared a recess until 1:30 p.m.

Senate met at expiration of recess at 3:45 p.m., Lt. Gov. Bayard presiding.

Messrs. Barnard, Crossley, Cabbage, Johnson, Longbotham, Powell, Steen asked to be marked present.

On motion of Mr. Webb, **SB 1**—"An Act to Amend Chapter 176, as Amended, Revised Code of Delaware, 1935, Relating to Alcoholic Liquors, Wines and Beer by Creating a Liquor Commission Composed of Four Members, One from the City of Wilmington, One from Rural New Castle County, One from Kent County and One from Sussex County, and Providing for the Appointment, Term of Office, Salaries and Duties of Its Members," 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. Crossley, Cabbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—Messrs. Barnard, Benger, Johnson, Longbotham, Pedrick, Peeney, Powell—7.

Absent—Mr. Burris—1.

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

On motion of Mr. Cannon, **SS 1** for **SB 41**—"An Act Relating to the Transportation of Public School Pupils by Providing for the Transportation Thereof in Privately Owned School Buses with Exceptions and Directing the State Board of Education to Dispose of Certain State Owned Buses," 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. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Powell, Reilly, Steen, Mr. President Pro Tem—10.

Nays—Messrs. Johnson, Klair, Pedrick, Peeney, Webb—5.  
Absent—Messrs. Burris, Longbotham—2.

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

The following Bills were reported favorably (unless otherwise indicated, by the majority of the respective committees as follows: **SB 290**, by Accounts; **SB 285**, **SB 269**, by Judiciary; **SB 209**, **SB 279**, by Fish, Oysters and Game; **HB 242** (on its merits), **HB 66** (on its merits), **SB 275**, **SS 1** for **SB 170**, by Finance.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 35**—"Authorizing the State Librarian to Furnish Stationery and Supplies to Certain Officers and Attaches of the Senate."

BE IT RESOLVED by the Senate of the 116th General Assembly of the State of Delaware that the State Librarian be and she is hereby authorized and directed to furnish to all those officers and attaches of the Senate other than those specifically named in Senate Resolution No. 11 of the 116th Session of the General Assembly, and other than those whose resignations have been accepted by the Senate of the 116th General Assembly, stationery and other supplies as ordered by them respectively, the cost of which shall not exceed the sum of Ten Dollars (\$10.00) for each such officer or attache during the remainder of the present legislative session.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 36**—"Relative to Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the State Senate."

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

To The Sussex Countian, Georgetown, Delaware, Two Thousand Three Hundred and Fourteen Dollars and Forty Cents (\$2,314.40) being part payment on account for above.

The President announced he was about to sign: **SB 94**.

On motion of Mr. Reilly, the Senate recessed until call of the Chair.

Senate met at expiration of recess at 5:15 p.m.

On motion of Mr. Cannon, the Senate resolved itself into Executive Session.

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

**SB 301**—"An Act to Provide for a Commission to Study the Need for Offices for Legislators in the General Assembly



and to Make a Report Pertaining Thereto to the Next General Assembly," by Bengner; to Finance.

**SS 1 for SB 239**—"An Act to Amend Chapter 364, Volume 47, Laws of Delaware, Entitled 'An Act Providing a Method for the Appropriation and Allocation of Funds for the Maintenance, Support and Operation of the Free Public Schools of the State; and Granting to the Permanent Budget Commission and the State Board of Education Certain Powers and Authority to Regulate the Distribution of the Funds Appropriated,' Regarding the Number of Teachers to Be Allocated to the School Districts, and to Make the Appropriations Necessary to Carry Out the Intent of Said Amendment," by Steen and Johnson; to Finance.

**SB 302**—"An Act to Amend Chapter 173 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Sales Contracts,' by Defining and Providing for the Regulation of Retail Installment Sales in the Amount of, or of the Value of, Three Thousand Dollars (\$3,000), or Less, and by Providing for the Licensing and Regulation of Persons, Firms, or Corporations, Dealing in Said Retail Installment Sales Contracts," by Cannon; to Finance.

**SB 303**—"An Act Appropriating Eight Thousand Five Hundred Dollars (\$8,500) to the State Board of Education for Use of Lord Baltimore School District No. 28 for the Erection of a Fence Around the School Property," by Powell; to Finance.

**SB 304**—"An Act Providing for the Payment to the Mayor and Council of Milford of Those Tax Monies Collected by the State Tax Department on Sales in the City of Milford of Cigars, Cigarettes and Gasoline," by Longbotham; to Finance.

**SB 305**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, with Reference to Motor Vehicles by Providing for the Registration of Vehicles Owned by the Government of the United States When Such Vehicles Are Under Lease with Right of Purchase in the Lessee," by Cannon; to Revised Statutes.

**SB 306**—"An Act to Amend Chapter 29 of the Revised Code of Delaware, 1935, as Amended by Chapter 73, Volume 44, Laws of Delaware, in Relation to the State Board of Graduate Nurses," by Webb and Johnson; to Public Health.

**SB 307**—"An Act to Amend Chapter 165, Revised Code of Delaware, 1935, with Reference to Motor Vehicles by Providing That Certain Trucks Shall Drive on the Right Hand Side of the Highway in Certain Areas," by Reilly (by request); to Buildings and Highways.

**SB 308**—"An Act to Amend Chapter 54 of the Revised Code of Delaware, 1935, as Amended, Relating to the State Old Age Welfare Commission," by Cubbage; to Revised Statutes.

**SB 309**—"An Act to Amend Chapter 288, Volume 47, Laws of Delaware, 1949, by Authorizing the State Treasurer to Liquidate Investments Previously Transferred from the

Sinking Fund to the General Fund," by Cabbage; to Revised Statutes.

**SB 310**—"An Act to Amend Chapter 51, Revised Code of Delaware, 1935, with Reference to the Appointment of Constables in New Castle County," by Dolby; to Revised Statutes.

**SB 311**—"An Act to Amend Chapter 241 of Volume 45, Laws of Delaware, Being an Act Creating a Family Court for New Castle County, by Providing That in Appeals from Orders of the Family Court, Any Judge of the Superior Court in and for New Castle County May Re-Hear the Case, and That the Judge Re-Hearing the Case May Waive Surety for Costs in the Case of Indigent Persons," by Peeney; to Judiciary.

**SB 312**—"An Act to Amend Chapter 118 of the Revised Code of Delaware, 1935, as Amended, Relative to the Orphans' Court by Providing That upon Proper Petition the Orphans' Court or Any Judge Thereof Shall Have the Jurisdiction to Hear Causes Relating to Adjudging Aged or Mentally Infirm or Physically Incapacitated Persons to Be Unable to Care for Their Property and Shall Have Authority to Appoint a Guardian for the Property of Such Persons to Be Governed by the Provisions of Law Relating to the Management of the Estates of Infants under Guardianship, and Depriving Such Persons of the Right of Contract with Respect to the Property Which Is the Subject Matter of Such Guardianship, During the Pendency Thereof," by Peeney; to Judiciary.

**SB 313**—"An Act to Provide for the Regulation, Control and Licensing of Dog-Racing in the State of Delaware," by Klair; to Miscellaneous.

Request that the following be restored to the Calendar was granted to member as follows: **SB 260**, Cabbage.

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Fri., March 16, 1951.

#### 47TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Fri., March 16, 1951, Majority Leader Wm. O. Cabbage, presiding.

Prayer by the Chaplain, Rev. Spry: Amid the cares and responsibilities of another day, we approach Thy Throne, O Lord, to ask Thy guidance upon the deliberations of this day and upon our land and Nation.

Be Thou ever mindful of our Commander-in-Chief, the President of these United States, and his official family.

Guide Thou the leaders of every land and nation. And lead them in paths of righteousness for Thy Name's sake.

Bless Thou our boys and girls who are now in the service of our country, at home or abroad, and all that may soon be called, and bless Thou their parents, and each home from whence they are called.

Bless Thou us all and make us a blessing. In Thy name. Amen!

Members present — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Klair, Peeney, Reilly, Steen, Webb—12.

Members absent—Messrs. Johnson, Longbotham, Pedrick, Powell, Cannon—5.

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

One communication was read in favor of **SB 139**.

5 Bracken Ave., Roselle, Wilmington, Del.

March 14, 1951

Mr. E. Sherman Webb, Finance Committee

Dear Mr. Webb:

I am writing to you concerning Senate Bill #139, introduced by Mr. Reilly in reference to Retired Teachers' Pensions.

I have been a resident of Wilmington all my life, educated in the Public Schools here, and was appointed a permanent teacher in February, 1892. The seventy-year age limit required my retirement in June 1943 after a period of 51½ consecutive years of teaching in the Public Schools in this city.

Since the passage of the first Pension law I have been receiving a pension of \$40 per month which is most inadequate especially during such a period of high cost of living.

I do hope that the Members of the Legislature may find it possible to pass Senate Bill #139 as is.

I shall appreciate very much your earnest consideration of this request.

Very truly,  
Miss Ida T. Windish

A copy of Resolution drawn by Daughters of American Colonists was submitted and read by Mr. Peeney, and on further motion by him was made a part of the Journal.

Delaware State Society

### **DAUGHTERS OF THE AMERICAN COLONISTS**

403 Irving Drive, Brandywine Hills, Wilmington, Del.

March 15, 1951

The Honorable John E. Reilly, Sr.  
The State Senate, Legislative Hall  
Dover, Delaware

Dear Sir:

The Resolution Committee of the Twenty-ninth General Assembly, Daughters of the American Colonists in session on April 12, 1950, in Washington, D. C., presented Resolution Number 5—"Opposition to World Government" which was

unanimously adopted. A true copy of this Resolution was incorporated into a Resolution adopted by the Delaware State Assembly Daughters of the American Colonists in session on March 10, 1951 at Wilmington, Delaware.

We are enclosing to you a copy of the Resolution, and will appreciate your careful consideration of it.

We thank you for your attention and trust in your support of our American Constitution and ideals, and opposition to any form of World Government.

Respectfully submitted,

(Signed) Florence E. L. Scott (Mrs. James H.)  
Chairman Resolution Committee

Mary Elizabeth Webber, State Regent  
Edith G. Frederick, Cor. Sec.

## 5. OPPOSITION TO WORLD GOVERNMENT

Whereas: Our Constitution was the first to recognize the rights of the individual, giving him self-government, freedom, justice and opportunity. Our Constitution has proven its worth, and is the most desirable form of government in the world today, the envy of oppressed nations, and

Whereas: Membership by the United States in any form of global government would mean, among other things, our Country, with about six per cent of the world's population, would be decisively out-numbered and out-voted in any form of world government; world law would supersede that prescribed by our Constitution and would be directly enforced upon all individuals, world taxation which would be in addition to our National and State taxation; world currency which would devalue our own currency to the level of that of other nations; a world defense force, a world flag, a world language and world citizenship which would permit the influx of vast populations from all parts of the world; and

Whereas: The abject terms set forth by the advocates of world government offer no basis for peace, but rather a means for reducing our Nation to a state of servility; and our people to a degradation far worse than that from which our Colonial Ancestors fled when they came to these shores to found a nation upon individual freedom; Be It Therefore

Resolved: That we in no way relinquish our Constitution or join any group or groups which would substitute another constitution, thereby weakening our National Security or individual liberty and be it further

Resolved: That the National Society, Daughters of the American Colonists oppose any form of World Government, or any of the so-called subsidiary schemes which lead to World Government. Therefore be it

Resolved: That the Delaware State Society, Daughters of the American Colonists being in accord with its National

Society shall send copies of this Resolution to the members of the Delaware State Legislature and urge their firm support and protection of American ideals and the Constitution of the United States of America.

On motion of Mr. Steen the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 3:45 p.m., Lt. Gov. Bayard presiding.

Messrs. Longbotham, Pedrick, Johnson, Cannon asked to be marked present.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 37**—"Providing for Payment to the Star Publishing Company for Printing of Certain Senate Rule Books."

BE IT RESOLVED by the Senate of the State of Delaware that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for printing Senate Rule Books for the Senate of the State of Delaware, same being expense connected with the present Session thereof, viz.:

To The Star Publishing Company, Wilmington, Delaware, One Hundred Sixty-four Dollars and Seventy-five Cents (\$164.75), being payment for above.

On motion of Mr. Cannon, **HB 242**—"An Act Making an Appropriation for the General Expenses of the New Castle Tercentenary Commission," 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. Bengier, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Barnard, Powell—2.

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

On motion of Mr. Cabbage, **HB 105**—"An Act to Amend Chapter 122, of Volume 47, Laws of Delaware, 1949, Entitled 'An Act to Authorize the Prothonotary of the Superior Court of the State of Delaware, in and for Kent County, to Make Indices of Judgments in His Office' by Changing the Beginning of the Period of the New Indices from the February Term, A. D. 1900 to the First Day of January, A. D. 1900, by Providing for a Reverse Indices Only; and by Making Provision for Omitting Certain Judgments from Said Indices," 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 Bengner, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Barnard, Powell—2.

Not Voting—Mr. Klair—1.

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

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 103** and returned the same to the Senate.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 84** with **SA 1** and **HA 1**, and requests concurrence in the same.

Mr. Dolby, on behalf of the Committee on Passed Bills, reported as approved by the Governor, the following: **SS 1** for **SB 9**, approved Feb. 28, 1951; **SCR 10**, **SCR 11**, **SCR 12**, **SCR 13**, **SB 10**, approved March 8, 1951; **SB 47**, approved March 12; **SB 94**, approved March 15, 1951.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 64** (1 on its merits, 2 unfavorably, 2 favorably), by Finance; **HB 202** (on its merits), **HB 176** (on its merits), **HB 155**, **HB 154**, **HB 241**, **HB 108**, **HB 115**, **HB 116**, **HB 188**, **SB 289**, **SB 280**, **HB 40**, by Municipal Corporations.

On motion of Mr. Peeney, **Senate Rule 22** was suspended for consideration of **HA 1** to **SB 84** as amended.

**HA 1** to **SB 84** with **SA 1** was adopted.

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

**SB 314**—"An Act Making an Appropriation to the State Board of Welfare and to the Old Age Welfare Commission, Jointly, for the Purchase, Repair and Furnishing of Buildings in Wilmington for the Purchase of Land and the Erection of a Suitable Building in Georgetown and for the Repair of the Building in Dover Now Used by the State Board of Welfare for the Joint Use of Both Agencies as Administrative Offices," by Cannon; to Finance.

**SB 315**—"An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington Providing the Eligibility to Appointment and for Holding Office as a Member of Any Board or Commission of the Mayor and Council of Wilmington," by Peeney; to Revised Statutes.

**SB 316**—"An Act to Provide for the Construction of Two Tidewater Gates Near 'River Road,' New Castle County," by Webb; to Finance.

**SB 317**—"An Act to Provide for a Commission to Study the Need for a Change in the Time of Meeting of Future Sessions of the General Assembly and to Make a Report and Rec-

ommendations Pertaining Thereto to the Next Biennial Session of the General Assembly," by Benger; to Finance.

On motion of Mr. Cannon, the Senate adjourned until 11 a.m., Mon., Mar. 19, 1951.

#### 48TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Mon., March 19, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Richard Greene. (Note: Rev. Richard Greene of Dover served as Chaplain on this day, hence the omission of the prayer copy.)

Members present—Messrs. Benger, Cabbage, Dolby, Handsberry, Klair, Pedrick, Peeney, Reilly, Steen, Mr. Pres. Pro Tem—10.

Members absent—Messrs. Barnard, Burris, Crossley, Johnson, Longbotham, Powell, Webb—7.

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

On motion of Mr. Cannon the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 3:00 p.m.

Messrs. Barnard, Burris, Crossley, Johnson, Longbotham, Powell, Webb asked to be marked present.

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 14** and returned the same to the Senate.

Mr. Pedrick asked for a Roll Call on **SB 84** with **SA 1** and **HA 1** so that the Bill might be given to the Bill Clerk.

The yeas and nays were ordered, which being taken, were as follows: Yeas—Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb—15.

Nays—None.

Absent—Messrs. Cannon, Peeney—2.

So the Bill having received the required constitutional majority passed the Senate.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 38**—"Making an Appropriation for Telephone Service Charges and Toll Calls in Connection with the Work of the Senate of the 116th General Assembly of the State of Delaware."

BE IT RESOLVED, by the Senate, that the following amount be, and it is hereby appropriated, to pay for telephone service charges, and toll calls in connection with the work of the Senate of the 116th Session of the General Assembly of the State of Delaware, which convened January 2, A. D. 1951, and that the State Treasurer be, and he is hereby authorized

and directed to pay to the Diamond State Telephone Company the total of the items listed in this resolution, as follows:

Local Service and Equipment.....	\$ 12.27
Toll Service and Telegrams .....	284.94
<b>TOTAL .....</b>	<b>\$297.21</b>

The President announced he was about to sign: **SB 84** with **SA 1** and **HA 1, SB 103**.

Messrs Webb and Dolby introduced **SCR 17**, which on further motion by Mr. Webb was adopted and ordered to the House for concurrence: **SCR 17**—"Extending the Sympathy of the Senate and House of Representatives in Respect of the Death of Edward Hart, Sr."

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 228**, by Fish, Oysters and Game; **SB 125, SB 200, SB 154**, by Revised Statutes; **SB 284**, by Printing and Supplies; **SB 220** (on its merits), **SB 221** (on its merits), by Banking and Insurance; **SB 208**, by Miscellaneous.

On motion of Mr. Crossley, **Rule 22** was suspended for the balance of the day.

Mr. Cubbage recognized and welcomed the Junior and Senior Classes of Harrington High School.

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

**SB 318**—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1945, as Amended, Known as 'The Delaware State Employees' Pension Act' by Providing Pension Benefits to Surviving Spouse and/or Dependent Children of Deceased Employee Under Certain Conditions," by Cannon; to Revised Statutes.

**SB 319**—"An Act to Create a State Insurance Fund, Establishing the Department of State Insurance and Setting Forth Its Powers and Duties, and Making an Appropriation Therefor," by Cannon; to Finance.

**SB 320**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, to Permit the Issuance, Suspension or Revocation of Restricted Operator's or Chauffeur's Licenses," by Steen; to Miscellaneous.

**SB 321**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' with Regard to the Hunting of Deer," by Webb; to Fish, Oysters and Game.

**SB 322**—"An Act Authorizing and Directing the State Highway Department to Construct Sidewalks and Erect Street Lights Along the Land Owned by the State of Delaware Within the City of Dover," by Longbotham; to Finance.

**SB 323**—"An Act to Amend Chapter 148, Volume 45,



Laws of Delaware, as Amended, Entitled 'An Act to Create a Department of Elections for Kent County' by Raising the Limit of Compensation for the Members and Secretary of the Department of Elections for Kent County," by Cubbage; to Revised Statutes.

**SB 324**—"An Act to Amend Chapter 149, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act to Create a Department of Elections for Sussex County' by Raising the Limit of Compensation for the Members and Secretary of the Department of Elections for Sussex County," by Cannon; to Revised Statutes.

**SB 325**—"An Act to Amend Chapter 241, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act Creating a Family Court for New Castle County,' by Changing the Composition of the Court by Providing for Two Full Time Judges with Equal Authority Instead of a Judge and an Associate Judge; by Providing for the Appointment, Powers, Duties, Qualifications and Salaries of the Judges; by Eliminating a Stated Salary, and by Providing Additional Duties for the Clerk; by Increasing the Limits of the Total Budget of the Court; by Prohibiting the Criminal Prosecution of Children," by Benger; to Finance.

**SB 326**—"An Act to Amend Chapter 90 of the Revised Code of Delaware, 1935, Entitled: 'Employers and Employees,' Relative to the Minimum Rate of Wages to Be Paid Upon Public Building Projects," by Klair; to Labor.

**SB 327**—"An Act to Amend Chapter 56, of the Revised Code of Delaware, 1935, as Amended, by Providing for a General Registration of Qualified Voters in the Year 1952, and Every Fourth Year Thereafter, and Providing for a Supplementary Registration of Qualified Voters in the Year 1954, and Every Fourth Year Thereafter," by Reilly; to Revised Statutes.

**SB 328**—"An Act to Amend Article 2, Chapter 160 Known as the 'Housing Authority Law' by Providing for the Extension of the Area of Operations of the Housing Authority by the State Board of Housing," by Burris (by request); to Miscellaneous.

**SB 329**—"An Act to Amend Chapter 160 of the Revised Code of Delaware, 1935, as Amended, Relating to Housing and Known as the 'Housing Authority Law' by Adding Definitions of the Terms 'Slum' and 'Persons of Low Income' and by Redefining the Term 'Project,'" by Handsberry; to Finance.

**SB 330**—"An Act to Permit Recipients of Old Age Pensions to Retain Automobiles Titled in Their Names at the Time They Become Eligible for the Pension," by Burris (by request); to Miscellaneous.

**SB 331**—"An Act to Amend an Act Entitled 'An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, by Striking Out and Repealing All of 1194. Sec. 48, Thereof and Inserting in Lieu Thereof a New Section to Be Styled 1194. Sec. 48 Said New Section Directing the Levy Court of

Kent County to Appropriate Certain Money to the Kent County Volunteer Firemen's Association for Distribution Equally Among Member Companies," by Handsberry; to Finance.

**SB 332**—"An Act to Amend Chapter 56 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Registration of Voters' by Changing and Increasing the Number of Days for the Registration of Voters," by Crossley; to Elections.

**SB 333**—"An Act to Promote the Public Health and Safety by Providing for Examination and Registration of Those Who Desire to Engage in the Occupation of Beauty Culture; Defining Beauty Culture, and Regulating Beauty Culture Shops, Schools, Students, Apprentices, Teachers, and Beauticians; Providing for Appeals to Certain Courts by Applicants and Licensees; and Providing Penalties," by Klair; to Public Health.

**SB 334**—"An Act to Amend Chapter 364, Volume 47, Laws of Delaware, Entitled 'An Act Providing a Method for the Appropriation and Allocation of Funds for the Maintenance, Support and Operation of the Free Public Schools of the State; and Granting to the Permanent Budget Commission and the State Board of Education Certain Powers and Authority to Regulate the Distribution of Funds Appropriated by Changing the Time When the Number of Units in Each School District Shall Be Calculated,' by Cannon; to Finance.

**SB 335**—"An Act to Amend Chapter 167, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act Providing for the Payment of Pensions and Death Benefits to Members of the Bureau of Fire and Bureau of Police of the Department of Public Safety of the City of Wilmington' by Terminating Eligibility Thereunder and Granting Those Presently Thereunder the Option to Return to Coverage Under Chapter 113, Volume 32, Laws of Delaware, as Amended, and Chapter 118, Volume 33, Laws of Delaware, as Amended," by Reilly; to Municipal Corporations.

**SB 336**—"An Act to Amend Chapter 118, Volume 33, Laws of Delaware, as Amended, Entitled 'An Act Providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington' by Returning Certain Members of the Bureau of Fire in the City of Wilmington to Coverage Thereunder," by Reilly; to Municipal Corporations.

**SB 337**—"An Act to Amend Chapter 113, Volume 32, Laws of Delaware, as Amended, Entitled, 'An Act Providing for a Police Pension Fund for Members of the Police Force of the City of Wilmington,' by Returning Certain Members of the Police Force in the City of Wilmington to Coverage Thereunder," by Reilly; to Municipal Corporations.

On motion of Mr. Longbotham the Senate recessed for 15 minutes.

Senate met at expiration of recess at 4:10 p.m.

On motion of Mr. Crossley, **SB 121**—"An Act to Amend Chapter 88, Article 2, of the Revised Code of Delaware, 1935, as Amended, Relating to Parents and Children and Effecting Adoption Procedure," 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. Barnard, Bengier, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Powell, Reilly, Webb, Mr. President Pro Tem—14.

Nays—Mr. Klair—1.

Absent—Messrs. Peeney, Steen—2.

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

On motion of Mr. Crossley, **SB 125**—"An Act to Provide for the Termination and Transfer of Parental Rights in Connection with Proceedings for Adoption or Placement for Adoption," 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. Barnard, Bengier, Burris, Crossley, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Mr. Klair—1.

Absent—Mr. Peeney—1.

Not Voting—Mr. Cubbage—1.

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

Mr. Longbotham moved that the Senate adjourn until 11 a.m., Tues., March 20, and asked for a Roll Call.

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

Yeas—Messrs. Barnard, Bengier, Cubbage, Longbotham, Pedrick, Powell, Reilly—7.

Nays—Messrs. Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Steen, Webb, Mr. Pres. Pro Tem—9.

Absent—Mr. Peeney—1.

On the motion to adjourn, there being seven yeas and nine nays, the motion was lost.

On motion of Mr. Cubbage, **SB 128**—"An Act to Amend and Supplement Chapter 377, Volume 47, Laws of Delaware, Entitled 'An Act Providing for the Appointment of a Commission to Revise the Public Laws of the State of Delaware and Codify and Arrange the Same; Appropriation for Expense Thereof' by Enlarging the Powers and Duties of the Commission and Making an Appropriation Therefor," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Steen, **SB 193**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Repealing a Certain Provision Concerning Short Term Non-Resident Fishing License," 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. Barnard, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Peeney, Benger—2.

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

The Chair recognized and invited Speaker of the House Hon. Harvey H. Lawson to come to the Rostrum. Invitation accepted.

On motion of Mr. Steen, **SB 194**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Repealing the Prohibitory Provisions Concerning Hungarian Partridge or Pheasant," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Cannon, **SB 200**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Entitled 'Motor Vehicles,' as Amended, with Respect to the Fees for Registration of Motor Vehicles Propelled by Diesel Engines,"

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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Webb, **SB 201**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' with Respect to Bull Frogs," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Powell—1.

Absent—Mr. Peeney—1.

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

On motion of Mr. Webb, **SB 207**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended Entitled 'Fish, Oysters and Game' by Repealing Certain Provisions Concerning Hunting and Killing Wild Turkey," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Klair, Peeney—2.

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

On motion of Mr. Steen, **SB 210**—"An Act to Amend Chapter 92 of the Revised Code of Delaware, 1935, Relating to the Execution and Acknowledgement of Deeds or Any Other Written Instruments Entitled to Be Recorded, Executed by a Corporation," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Crossley, **SB 211**—"An Act Authorizing the Recording, Docketing, Indexing and Filing of Certain Judgments, Orders or Decrees of the Courts of the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Dolby, **SB 215**—"An Act to Amend Chapter 89 of the Revised Code of Delaware, 1935, Relative to Guardians and Wards by Providing That a Guardian Duly Appointed in a Possession or Territory of the United States or in a Foreign Country Shall Have All the Rights and Powers of a Guardian Duly Appointed by the Orphans' Court," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Dolby, **HB 79**—"An Act to Amend Chapter 175, Revised Code of Delaware, 1935, Entitled 'Delaware Workmen's Compensation Law,' as Amended by Chapter 174, Volume 47, Laws of Delaware, 1949, in Relation to the Deposit of Bonds with the Insurance Commissioner to Secure

the Payment of Compensation Liabilities," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Peeney—1.

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

Mr. Klair asked that **SB 223** be given its third and final reading and placed upon passage. On further motion by Mr. Klair action was deferred on **SB 223**. Mr. Klair stated that the co-sponsor of this Bill could withdraw his name if he so desired. Mr. Barnard asked that his name be withdrawn as co-sponsor of **SB 223**.

Mr. Cannon asked that **SB 261** be given its third and final reading and be placed upon passage. On further motion by him, action was deferred on **SB 261** without objection.

On motion of Mr. Longbotham the Senate adjourned until 11 a.m., Tues., March 20, 1951.

#### 49TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Tues., March 20, 1951., Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. W. L. Bundick: Our Heavenly Father, we read in the Bible, "Blessed is the man that walketh not in the counsel of the ungodly." We pray that these Senators shall not follow the advice of the ungodly, but rather that they shall be directed by the Spirit of Christ.

We can realize that unity of life and action which makes for true happiness by walking with Thee. May we not spoil our lives by selfishness and egotism. Rather may we banish all self-centered desires, and have high ideals in our minds and hearts.

May the will of God be effected in fashioning the laws of our State.

In Jesus' Name, we pray. Amen.

Members present—Messrs. Barnard, Benger, Crossley, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Webb—10.

Members absent—Messrs. Burris, Cannon, Cubbage, Johnson, Klair, Powell, Steen—7.

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

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

On motion of Mr. Peeney the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 2:25 p.m., Pres. Pro Tem Cannon presiding.

Messrs. Johnson, Powell, Cannon, Klair, Cubbage, Burris, Steen asked to be marked present.

Mr. Powell recognized the Junior and Senior Classes of Lord Baltimore and Georgetown High Schools.

The Chief Clerk of the House informed the Senate that that House had concurred in **SCR 15**; and that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 62**—"An Act Appropriating Money to the Woods Haven School for Girls."

**HB 97**—"An Act Making an Appropriation to the State Board of Agriculture for the Vaccination of Calves and Testing of Cattle for Bang's Disease Under the Provisions of Chapter 264, Volume 46, Laws of Delaware, 1947."

**HB 138**—"An Act to Amend an Act Entitled 'An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, by Striking Out and Repealing All of 1194, Sec. 48, Thereof and Inserting in Lieu Thereof a New Section to Be Styled 1194, Sec. 48, Said New Section Directing the Levy Court of Kent County to Appropriate Certain Money to the Kent County Volunteer Firemen's Association for Distribution Equally Among Member Companies.'"

**HB 259**—"An Act to Amend Chapter 44 of the Revised Code of Delaware Entitled 'Valuation and Assessment of Property,' by Amending Section One Thereof."

**HB 277**—"An Act to Authorize the Recorder of Deeds in and for New Castle County to Procure a New Press and Seal of Office."

**HB 269** with **HA 1**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Entitled 'Motor Vehicles,' as Amended, in Reference to Regulation Relative to School Busses by Providing for Insurance Coverage."

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

**SB 338**—"An Act to Amend Chapter 269, of Volume 47, Laws of Delaware, Entitled 'An Act to Authorize the Mayor and Council of Wilmington to Provide for the Planning, Acquisition, Purchase, Construction, Reconstruction, Improvement, Betterment, Extension, Operation, and Maintenance of Revenue-Producing Undertakings for the Collection, Treatment, and Disposal of Sewage, Waste, Garbage, and Storm Water; Authorizing the Exercise of the Power of Eminent Domain and the Fixing of Rates in Connection with Such Undertakings; Authorizing and Regulating the Issuance of Revenue Bonds



for Financing Such Undertakings; Providing for the Payment of Such Bonds and the Rights of the Holders Thereof; and Making an Appropriation to the Mayor and Council of Wilmington for Sewage Treatment Plants' by Providing a Mode of Procedure for the Taking of Any Land, Buildings, Franchise, Easement, or Other Property by Exercise of Eminent Domain," by Peeney; to Municipal Corporation.

**SB 339**—"An Act to Amend Chapter 90 of the Revised Code of Delaware, 1935, as Amended, Relating to Child Labor," by Peeney; to Labor.

**SB 340**—"An Act to Amend Chapter 156 of the Revised Code of Delaware, 1935, as Amended, by Repealing Chapter 60, Volume 47, Laws of Delaware, 1949, with Respect to Fees of Public Officers by Providing an Increase in Compensation for Bailiffs in Kent, Sussex and New Castle Counties," by Handsberry; to Finance.

**SB 341**—"An Act Creating a Family Court for the State of Delaware; Providing for the Appointment, Salaries and Payment of Judges, Clerks and Other Officers; Providing for a Seal and Rules; and Defining Jurisdiction, Powers and Duties, and Regulating Procedure Therein," by Steen and Johnson; to Revised Statutes.

**SB 342**—"An Act Appropriating the Sum of Five Thousand Dollars to the Delaware Commission of Shell Fisheries for the Purchase and Planting of Oyster Shells and Plants in the Waters of Indian River Bay," by Steen and Powell; to Finance.

**SB 343**—"An Act to Provide for the Coverage of Certain Officers and Employees of the State and Local Governments, Housing Authorities and Other Political Subdivisions Under the Old-Age and Survivors Insurance Provisions of Title II of the Federal Social Security Act, as Amended, and Providing for an Appropriation to Carry This Act into Effect," by Steen; to Finance.

**SB 344**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Entitled 'Motor Vehicles,' as Amended, by Providing for the Issuance of Special License Plates to the Owners of Motor Vehicles Who Operate Amateur Radio Stations," by Powell and Steen; to Buildings and Highways.

**SB 345**—"An Act to Amend 'An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington' the Same Being Chapter 207, Volume 17, Laws of Delaware, as Amended, by Changing the Term of Office of the City Solicitor and His Assistants," by Peeney; to Revised Statutes.

**SB 346**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' with Regard to the Hunting and Protection of Deer," by Webb; to Fish, Oysters and Game.

**SB 347**—"An Act Appropriating Money to the Belvidere Volunteer Fire Company, at Belvidere," by Klair; to Finance.

**SB 348**—"An Act to Amend Chapter 37 of the Revised

Code of Delaware, 1935, as Amended, Relating to the State Board of Accountancy by Changing the Tenure of the Board, Who May Practice as a Certified Public Accountant, the Requirements for a Certificate and with Reference to the Ownership of Accountants' Working Papers and Privileged Information," by Cabbage and Benger; to Miscellaneous.

**SB 349**—"An Act Making an Appropriation to the State Welfare Home for Certain Capital Improvements," by Cannon; to Finance.

**SB 350**—"An Act Granting the Municipal Corporations of Delaware Authority to Create Central Purchasing Committees," by Peeney; to Municipal Corporations.

**SJR 3**—"Appropriating Monies to Pay Certain Claims Relating to the Expenses of the Supreme Court," by Handsberry; to Finance.

**SB 351**—"An Act Authorizing and Directing the Levy Court of New Castle County to Provide for the Control of Floods of Little Mill Creek and Authorizing a Maximum Expenditure Therefor," by Klair; to Finance.

Messrs. Benger and Cannon introduced **SCR 18**, which on further motion by Dr. Benger, was adopted and ordered to the House for concurrence: **SCR 18**—"Requesting the Delaware Bar Association to Examine the Codification of the Statute Laws of the State of Delaware to Be Prepared in Accordance with the Provisions of Chapter 377, Volume 47, Laws of Delaware, Upon the Completion of Said Codification, and to Submit a Report with Reference Thereto to the Next Biennial Session of the General Assembly."

On motion of Mr. Peeney, **HB 8**—"An Act Appropriating Money for the Observance of Memorial Day in Honor of the Deceased Members of the Grand Army of the Republic," 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. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Burris, Longbotham—2.

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

On motion of Mr. Peeney, **HB 56**—"An Act Appropriating Money for the Burial of Indigent Soldiers, Sailors and Marines," 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. Barnard, Benger, Crossley, Cabbage,

Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Burris, Longbotham—2.

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

On motion of Mr. Cannon, **SB 262**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Levy Court' in Relation to the Salaries of the Levy Court Commissioners of Kent and Sussex Counties," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Crossley, Dolby, Handsberry, Johnson, Klair, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—11.

Nays—Messrs. Barnard, Benger, Cabbage, Pedrick—4.

Absent—Messrs. Burris, Longbotham—2.

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

On motion of Mr. Webb, **SB 263**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Increasing Certain Non-Resident Fishing License 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Cabbage the Senate recessed for 10 minutes.

Senate met at expiration of recess at 3:50 p.m.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 39**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 116th General Assembly that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee (excluding any Chaplain or Chaplains), 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 of Six Hundred Dollars (\$600.00) to any one person, on account of services to the present Session of the Senate. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

Messrs. Crossley and Peeney introduced the following Resolution, which on further motion was adopted: **SR 40**—"With Regard to the Majority Floor Leader of the Senate and His Wife."

WHEREAS, the Honorable William O. Cubbage, Majority Floor Leader of the Senate of the 116th General Assembly of the State of Delaware, has on this 20th day of March, A. D. 1951 attained the full age of Sixty-two years from the day of his birth; and

WHEREAS, on this same 20th day of March, A. D. 1951, he and his gracious wife, Evelyn C. Cubbage have also completed Thirty-six years of marital bliss, THEREFORE,

BE IT RESOLVED, that the Senate of the 116th General Assembly of the State of Delaware unanimously do hereby extend unto the Honorable William O. Cubbage, the Majority Floor Leader thereof, their heartfelt congratulations upon this, the occasion of his 62nd birthday; and, further,

BE IT RESOLVED, that the Senate of the 116th General Assembly of the State of Delaware unanimously do hereby extend unto the Honorable William O. Cubbage and his wife, the gracious Evelyn C. Cubbage, their sincere congratulations upon this, the occasion of their 36th wedding anniversary; and, further,

BE IT RESOLVED, that a copy of this Resolution be forwarded to the Honorable and Mrs. William O. Cubbage.

Mr. Klair asked for permission to have read seven communications supporting **SB 149**.

'On motion of Mr. Peeney, **SB 149**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, as Amended, Relating to 'Free Public Schools,' by Providing for Reasons, Hearing, and Appeal to the Superior Court of the State of Delaware in the Procedure for the Termination of Services of Professional School Employees," 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. Barnard, Dolby, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen—10.

Nays—Messrs. Benger, Burris, Crossley, Handsberry, Webb, Mr. President Pro Tem—6.

Not Voting—Mr. Cubbage—1.

Absent—None.

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

On motion of Mr. Webb the Senate adjourned until 11 a.m., Wed., March 21, 1951.

### 50TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Wed., March 21, 1951, Lt. Gov. Bayard Presiding.

Prayer by the Chaplain, Rev. Bundick: Our Father in Heaven, we praise Thee for this Holy Season, and ask that our hearts shall be drawn closer to Thee. May we be steadfast in our purpose of serving Thee as Jesus steadfastly set His face toward Jerusalem.

We pray that Thou wilt lead these servants of the people into the green pastures of Thy love and mercy. Make plain before them the path of duty and privilege and enable them to walk in it.

Help each one to be kind, tender-hearted, and true in his dealings with others. May they so live that when Jesus calls they will receive the crown of life that fadeth not away.

For Christ's sake. Amen.

Members present—Messrs. Benger, Crossley, Cubbage, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—11.

Members absent—Messrs. Barnard, Burris, Johnson, Klair, Powell, Steen—6.

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

On motion of Mr. Cannon the Senate recessed until the call of the Chair.

Senate met at expiration of recess at 2:50 p.m., Lt. Gov. Bayard presiding.

Messrs. Johnson, Powell, Burris, Barnard, Steen, Klair asked to be marked present.

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

**SB 352**—"An Act to Amend Chapter 15 of the Revised Code of Delaware, 1935, Relating to the State Treasurer by Establishing the Procedure for Servicing the State Bond Program," by Cannon; to Finance.

**SB 353**—"An Act to Amend Chapter 150 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Offenses Against Private Property' by Increasing the Penalty for Wrongfully Felling, Cutting, or Injuring Any Tree or Sapling of Another and the Damages Recoverable Therefor," by Cubbage; to Revised Statutes.

**SB 354**—"An Act to Amend Chapter 138, Volume 41, Laws of Delaware, 1937, Entitled 'An Act to Reincorporate the Town of Clayton,' Providing for the Organization Meeting of Council, the Election Thereat of Town Officers, Prescribing the Duties of President of Council and Providing for Compensation of Members of Council as Such and for Specific Services," by Crossley; to Municipal Corporations.

**SB 355**—"An Act to Provide for the Draining, Improving and Resurfacing of the Roadways of Delaware State Colony, Near Stockley, in Sussex County," by Steen; to Finance.

**SB 356**—"An Act Providing for the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts in New Castle County Exclusive of the School Districts of Middletown and Rose Hill-Minquadale and the Claymont Special School District," by Dolby; to Education.

**SB 357**—"An Act to Require Every Dealer Selling Used Automobiles in the State of Delaware to Unconditionally Guarantee for a Period of One Year from the Date of Sale Every Used Automobile Sold," by Reilly; to Miscellaneous.

**SB 358**—"An Act Appropriating the Sum of Two Thousand Dollars to the Delaware Commission of Shell Fisheries as Reimbursal for Money Expended for Part Payment of the Salary of Dr. L. Eugene Cronin, Marine Biologist," by Handsberry; to Finance.

**SB 359**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, Entitled 'State Revenue' by Providing That the Secretary of State May Issue and Make a Charge for Photostatic Copies of Instruments Furnished by His Office as well as for Original Copies," by Cubbage; to Revised Statutes.

**SB 360**—"An Act Relating to the Establishment of a Department of Civil Defense and Other Organizations for Civil Defense Within This State; Granting Certain Executive Powers with Respect Thereto and for Related Purposes," by Cannon; to Finance.

**SB 361**—"An Act to Protect the Use of the Great Seal, Coat of Arms, State Flag and Other Emblems or Insignia of the State of Delaware," by Cubbage; to Miscellaneous.

**SB 362**—"An Act with Reference to the Boundaries of This State by Establishing Certain Duties of the State Archivist and Chief Engineer of the State Highway Department with Respect Thereto and by Providing a Penalty for the Destruction or Withholding of Any Boundary Marker," by Cubbage; to Public Lands.

**SB 363**—"An Act to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National Defense Activities and to Make Such Projects Available to Servicemen and Returning Veterans Consistent with National Defense; to Limit the Initiation

of the Development of Such Projects to National Defense Periods; to Authorize Housing Authorities to Cooperate with or Act as Agents of the Federal Government in the Development or Administration of Such Projects of the Federal Government; to Acquire or Lease Such Projects; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; to Make Obligations Issued for Such Projects of Housing Authorities Legal Investments; to Provide for the Creation of Housing Authorities for the Purposes of This Act; and to Declare Valid All Bonds, Notes and Obligations of Housing Authorities Issued for Projects Heretofore Undertaken to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National Defense Activities," by Steen; to Finance.

**SB 364**—"An Act Amending Chapter 100 of the Revised Code of Delaware, 1935, Entitled: 'General Provisions Respecting the Police,' as Amended, in Respect of Fires, by Providing That the Smoke Stacks of Certain Types of Self-Propelled Engines Shall Be Equipped with Spark Catchers or Protectors; Making Violations Thereof a Misdemeanor; Prescribing Penalties Therefor; Giving Justices of the Peace and the Municipal Court of Wilmington Jurisdiction Over the Same; and Authorizing Violators to Be Arrested on View and Without Warrant," by Webb; to Revised Statutes.

**SB 365**—"An Act Making Appropriation for a State Emergency Fund for Certain Emergencies and Conditions Not Otherwise Provided for, for the Respective Years of the Biennium July 1, 1951 to June 30, 1953, and Prescribing Limitations Upon Use Thereof and the Powers and Duties of the Permanent Budget Commission in Relation Thereto," by Cannon; to Finance.

**SB 366**—"An Act Providing for the Employment of Unemployed Employables by the State, Counties or Municipalities Under Certain Conditions," by Cubbage and Burris; to Miscellaneous.

**SB 367**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' Regarding Restricted Experimental, Propagating and Shooting Preserves, in New Castle County, and the Authority of the Board with Respect Thereto, with Respect to Extending the Season Thereof Under Certain Conditions," by Webb; to Fish, Oysters and Game.

**SB 368**—"An Act to Amend Chapter 212, Volume 44, Laws of Delaware, 1943, as Amended, Relating to the State Soil Conservation Commission by Changing the Composition of Said Commission," by Webb; to Agriculture.

**SB 369**—"An Act Amending Chapter 110 of the Revised Code of Delaware, 1935, as Amended Relative to the Supreme Court and to Provide for the Expense Thereof," by Cannon; to Finance.

**SB 370**—"An Act to Amend Article 3 of Chapter 101 of

the Revised Code of Delaware, 1935, Relating to Parole of Prisoners, to Permit the Parole, Upon Certain Conditions, of Persons Imprisoned for Rape or Assault with Intent to Commit Rape," by Klair; to Judiciary.

**SB 371**—"An Act to Provide for the Construction of Sidewalks and Street Lights on Lands Owned by the State, Known as 'State House Plaza' in Dover, Delaware," by Handsberry; to Finance.

**SB 372**—"An Act to Amend an Act Entitled 'An Act Providing for Pensions for Retired or Disabled State Police or Their Widows, Minor Children or Sole Dependent Parents, Establishing a Police Retirement Fund, and Creating a State Police Pension Board to Handle Said Fund and Make Payments Therefrom,' Being Chapter 262, Volume 41, Laws of Delaware, 1937, in Relation to Minimum Pension Payments," by Handsberry (by request); to Revised Statutes.

**SB 373**—"An Act to Amend 'An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington' the Same Being Chapter 207, Volume 17, Laws of Delaware, as Amended, by Changing the Term of Office of the Mayor and Other Elected City Officers," by Peeney; to Municipal Corporations.

**SB 374**—"An Act to Amend Chapter 176, Revised Code of Delaware, 1935, with Reference to Alcoholic Liquor, Wines and Beer, by Providing That the Commission Shall Not Concern Itself with Respect to the Payment of Alcoholic Liquor or Beer Purchased by Holders of a License from a Manufacturer or Importer Except Under Certain Conditions," by Cannon; to Temperance.

**SB 375**—"An Act to Amend Chapter 71, Revised Code of Delaware, 1935, as Amended, Entitled, 'Free Public Schools' by Making Additional Requirements for Qualification of Members of the Board of School Trustees of Rose Hill-Minquadale School District," by Klair (by request); to Education.

**SB 376**—"An Act Appropriating a Certain Sum of Money to Help Defray the Costs of Establishing, Installing, Operating and Maintaining a County Wide Radio Communication System for the Volunteer Fire Companies of Kent County," by Handsberry; to Finance.

**SB 377**—"An Act Making It Unlawful for Any Officer, Employee or Agent of the State to Be Reimbursed for Expenses of Food or Drink Incurred While Engaged in the Performance of the Duties of Such Office, Employment or Agency," by Webb; to Finance.

**SB 378**—"An Act to Provide for the Clearance of Slum and Blighted Areas for Redevelopment in Accordance with Plans Approved by the Governing Body of the City, Town or County; to Create for This Purpose a Public Body Corporate and Politic, to Be Known as the Slum Clearance and Redevelopment Authority, in Each City, Town and County of This State; to Define the Duties, Liabilities, Exemptions, and Pow-



ers of Such Authorities, Including the Power to Acquire and Dispose of Property, Exercise the Power of Eminent Domain, Issue Bonds and Other Obligations, and to Give Security Therefor, and Enter into Agreements to Secure Federal Aid or Contributions and Comply with Conditions Imposed in Connection Therewith; to Provide That Slum Clearance and Redevelopment Authorities, Their Property and Securities Shall Be Exempt from Taxation and Assessment; to Authorize Either the Transaction of Business by Such Authority or the Exercise of the Duties and Powers of Such Authority by the City, Town or County Itself or by a Housing Authority Upon Approval by the Governing Body of the City, Town or County; to Authorize the Creation of Such Authorities in Regions Comprising Cooperating Cities, Towns and Counties; to Authorize the Acquisition and Development of Vacant Areas in Connection with the Redevelopment of Slum or Blighted Areas, Upon Approval of the Governing Body of the City, Town, or County; to Authorize Public Bodies to Furnish Funds, Services, Facilities and Property in Aid of Slum Clearance and Redevelopment Projects Hereunder; to Authorize Cities, Towns and Counties to Obtain Funds Therefor by the Issuance of Obligations, by Taxation or Otherwise; to Provide That Obligations Issued for Slum Clearance or Redevelopment Projects Hereunder Shall Be Legal Investments," by Cannon; to Finance.

**SB 379**—"An Act Creating as Bodies Corporate and Politic 'Parking Authorities' in Incorporated Cities; Prescribing the Rights, Powers and Duties of Such Authorities; Authorizing Such Authorities to Acquire, Construct, Improve, Maintain and Operate Parking Projects; to Conduct Research of the Parking Problem, and to Establish a Permanent Co-ordinated System of Parking Facilities, and to Borrow Money and Issue Bonds Therefor; Providing for the Payment of Such Bonds and Prescribing the Rights of the Holders Thereof; Conferring the Right of Eminent Domain on Such Authorities; Empowering Such Authorities to Enter into Contracts with, and to Accept Grants from, the Federal Government, State, Political Subdivisions of the State or Any Agency Thereof; Exempting the Property and Securities of Such Parking Authorities from Taxation and Conferring Exclusive Jurisdiction on Certain Courts Over Rates," by Peeney; to Municipal Corporations.

**SB 380**—"An Act to Amend Chapter 66, Revised Code of Delaware, 1935, as Amended, Relating to 'Banks, Savings Societies and Trust Companies,' by Increasing the Size of the Bank Advisory Board; Qualifications and Compensation," by Cannon; to Banking and Insurance.

**SB 381**—"An Act Amending Chapter 12 of the Revised Code of the State of Delaware, 1935, Entitled: 'Salaries of State Officers,' in Respect of the Salaries and Compensation of the Judiciary," by Cannon; to Finance.

**SB 382**—"An Act Authorizing, Empowering and Directing

the State Highway Department to Construct, Repair and Rebuild the Highway Leading from Lewes to the Road Leading from Rehoboth to Westcoat's Corner in Sussex County, Delaware, and Appropriating Certain Monies Therefor," by Johnson; to Finance.

**SB 383**—"An Act to Provide for Protecting the Beach or Strand Opposite, in Front of, or Near the Town of Lewes, Along the Delaware Bay Shore, in Sussex County, Delaware, from Erosion," by Johnson; to Finance.

**SB 384**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, Entitled 'County Treasurers and Collection of Taxes,' as Amended, by the Repeal of 1392. Sec. 52. Thereof and by Substituting in Lieu Thereof a New Section to Be Known as 1392. Sec. 52. in Relation to Retention of Pledged Articles by Pawnbrokers and Junk Dealers," by Longbotham; to Miscellaneous.

**SB 385**—"An Act Relating to the Licensing and Regulation of the Practice of Optical Dispensing," by Longbotham; to Public Health.

**SB 386**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, Entitled 'County Treasurers and Collection of Taxes,' as Amended, by the Repeal of 1391. Sec. 51. Thereof and by Substituting in Lieu Thereof a New Section to Be Known as 1391. Sec. 51. in Relation to the Purchase and Sale by Junk Dealers of Personal Property," by Longbotham; to Miscellaneous.

**SB 387**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, Entitled 'County Treasurers and Collection of Taxes,' as Amended, by the Repeal of 1386. Sec. 46. Thereof and by Substituting in Lieu Thereof a New Section to Be Known as 1386. Sec. 46. in Reference to Keeping Accounts and Books of Pawnbrokers and Junk Dealers," by Longbotham; to Miscellaneous.

**SB 388**—"An Act to Create a State Board of Sterilization," by Klair; to Public Health.

**SB 389**—"An Act Authorizing, Empowering and Directing the State Highway Department to Construct, Repair and Rebuild the Highway Leading from Ocean View to Bethany Beach by Way of Jefferson Bridge and Also from Ocean View to the Bayard Slag Road, in Sussex County," by Powell; to Buildings and Highways.

**SB 390**—"An Act to Create a State Printing Agency to Prepare and Print All Materials Required by All Agencies, Branches, Commissions and Boards of the State of Delaware; to Print All Business Records of the General Assembly as Required by the General Assembly, Including Calendars, Journals, Laws, Roll Call Lists, Bills, Bill Backers and Other Printed Matter; and to Provide an Appropriation Therefor," by Longbotham; to Finance.

**SB 391**—"An Act Appropriating the Sum of One Hundred Nineteen Thousand Three Hundred Twenty-nine Dollars and

Forty-four Cents (\$119,329.44) to the State Police Pension Board for the Purpose of Carrying Out the Provisions of Law Relating to State Police Pensions," by Cannon; to Finance.

**SB 392**—"An Act Appropriating the Sum of Ten Thousand Dollars (\$10,000.00) to the State Highway Department for the Purpose of Maintaining and Improving Indian River Inlet Park," by Cannon; to Finance.

**SB 393**—"An Act to Authorize the Levy Court of Sussex County to Borrow a Sum Not in Excess of Two Hundred Fifty Thousand Dollars (\$250,000.00) and to Issue Bonds Therefor, the Said Sum to Be Expended for the Purchase of Land, if Necessary, and the Erection of an Office Building or Office Buildings and Auxiliary Buildings as Necessary in Sussex County, at or Near Georgetown, to Be Used Either in Whole or in Part by the County or to Be Rented to Any of the Various Agencies of the State and Federal Government, or Related Agencies, Required to Maintain Offices in Sussex County," by Cannon; to Finance.

**SB 394**—"An Act Authorizing the State of Delaware to Borrow a Certain Sum of Money for Sundry Capital Improvements and Expenditures in the Nature of Capital Investments and to Issue Bonds Therefor," by Cannon; to Finance.

**SB 395**—"An Act Authorizing the Acceptance of Title to Lands in Sussex County in the Name of the State of Delaware for the Construction, Operation and Maintenance by the Highway Commissioner of the State of New Jersey of Facilities Necessary to a Ferry Service for the Transportation of Persons and Property Between a Point in Cape May County, New Jersey, and a Point in Lewes, Delaware; Consenting to the Use of Said Lands for the Construction, Operation and Maintenance of Said Facilities; Providing Means to Assist in the Acquisition of the Use of Property Necessary or Convenient for Said Purpose; Consenting to the Establishment, Operation and Maintenance of Such Ferry Service; Exempting Such Facilities and Their Revenue from Taxation; and Containing Other Provisions Incidental to the Foregoing," by Cannon; to Buildings and Highways.

**SB 396**—"An Act to Amend Chapter 133 of the Revised Code of Delaware, 1935, Relating to Exemption of Wages from Mesne Attachment Process and Execution Attachment Process Under Certain Conditions by Providing for Attachment of Wages in New Castle County for Taxes Owed the State of Delaware," by Reilly; to Revised Statutes.

**SB 397**—"An Act to Amend Chapter 65 of the Revised Code of the State of Delaware of 1935 Relating to Corporations," by Crossley and Johnson; to Private Corporations.

**SB 398**—"An Act to Amend Chapter 190 of Volume 46 Laws of Delaware, 1947, Entitled, 'An Act to Amend Chapter 76 of the Revised Code of Delaware, 1935, as Amended, Entitled "Insane," by Making Provision for the Establishment of a Department at the Delaware State Hospital at Farnhurst

for Criminally Insane Adults, Criminally Inclined Juveniles and Feeble-Minded Persons Who May Be Criminally Inclined, etc.'; by Providing at the End of Section 3 Thereof the Length of Time Such Criminally Insane Person May Be Held in the Delaware State Hospital After Being Duly Committed by the Court," by Webb; to Revised Statutes.

**SB 399**—"An Act to Amend Articles 1 and 3 of Chapter 76 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Insane' by Striking Out the Word 'Insane' Wherever Used in Said Article and by Substituting in Lieu Thereof the Words 'Mentally Ill,' Definition of Terms," by Webb; to Revised Statutes.

**SB 400**—"An Act to Require All Present and Future Officers and Employees of the State of Delaware or Any Political Subdivision Thereof to Take an Oath to Support and Defend the Constitution of the United States and the Constitution of the State of Delaware," by Bengert and Cannon; to Rules.

**SB 401**—"An Act for the Preservation of Buildings, Sites and Objects of Historic Interest in the State and Providing a Trust Fund for Their Preservation and Appropriation Therefor," by Cabbage; to Finance.

**SB 402**—"An Act Establishing a Uniform Marsh Improvement and Management Law for the State of Delaware; Prescribing a Uniform Procedure for Organizing and Establishing Marsh Companies Under the Jurisdiction of the Superior Court and for Operating, Managing and Dissolving the Same; Defining the Duties, Powers and Authorities of Such Companies, Their Managers, Officers, Agents and Marsh Owners-Taxables; and Providing for the Levying and Collecting of Taxes and Assessments Thereby and for Penalties for Damaging or Tampering with the Improvements and Developments Thereof," by Cabbage; to Miscellaneous.

**SB 403**—"An Act Making an Appropriation to the State Board of Education for the Use by the Ellendale Public School No. 125 in Sussex County, State of Delaware, to Purchase New Equipment for the School Cafeteria," by Burris; to Finance.

**SB 404**—"An Act to Amend Chapter 31 of the Revised Code of Delaware, 1935, as Amended, in Relation to the Delaware State Board of Examiners in Optometry," by Barnard; to Public Health.

**SB 405**—"An Act to Require Every Vehicle Operating on Any Railroad Track in the State of Delaware, Whether Propelled by Motor, Hand or Foot Power, to Be Equipped with a Head Light of Certain Specifications," by Webb; to Miscellaneous.

**SB 406**—"An Act to Amend Chapter 166, Revised Code of Delaware, 1935, as Amended, Entitled 'State Highway Department,' by Fixing the Work Week for Members of the 'State Police,' " by Longbotham; to Miscellaneous.

**SB 407**—"An Act to Amend Chapter 32 of the Revised Code of Delaware, 1935, Entitled 'State Board of Examiners of

Undertakers,' as Amended, in Relation to Examinations and Granting of Licenses to Corporations," by Longbotham; to Revised Statutes.

**SB 408**—"An Act to Amend an Act Entitled 'An Act to Establish a Board of Water and Light Commissioners for the City of New Castle' Chapter 121, Volume 32, Laws of Delaware, by Extending to Three Miles Beyond the Corporate Boundaries of the City of New Castle the Territory in Which the Mayor and Council of New Castle, Acting Through the Board of Water and Light Commissioners of New Castle May Supply Water," by Pedrick; to Municipal Corporations.

**SB 409**—"An Act to Amend Chapter 166 of the Revised Code of Delaware, 1935, to Authorize and Empower the State Highway Department to Issue Revenue Bonds to Defray the Cost of Constructing a Connecting Toll Highway Between the Delaware Memorial Bridge and the Maryland Line Near Warwick," by Cannon; to Finance.

**SB 410**—"An Act to Amend Chapter 166 of the Revised Code of Delaware, 1935, to Authorize the State Highway Department to Construct, Operate and Maintain a Connecting Toll Highway Between the Delaware Memorial Bridge and the Maryland Line Near Warwick and Appropriating Certain Moneys Therefor," by Cannon; to Finance.

**SB 411**—"An Act to Provide for the Enlargement and Improvement of the System of Free Public Schools of Delaware; Appropriating Money for Said Purposes; Authorizing the Financing of Such Enlargement and Improvement by the Issuance of Bonds and Bond Anticipation Notes of the State and by Contributions from Certain School Districts, and the City of Wilmington; Defining School Districts; Authorizing the Issuance of Bonds of Certain School Districts, and the City of Wilmington for the Purpose of Raising Money to Make Such Contributions; and Creating a State School Building Program Board and Local School Building Commission," by Cannon; to Finance.

**SB 412**—"An Act Creating a Civil Service Commission of the State of Delaware, Prescribing Its Authority, Powers and Duties, and Providing for Salaries, Compensation and Expenses," by Cannon; to Finance.

**SB 413**—"An Act Authorizing the State of Delaware to Borrow Ten Million Dollars (\$10,000,000) and Issue Bonds Therefor, to Provide a Highway Improvement Program, for the Purpose of Acquiring Lands and Rights-of-Way and Constructing and Reconstructing Roads, Highways, Bridges, and Improvements Incidental Thereto, and Providing the Form of the Bonds and Coupons as well as the Procedure for the Sale Thereof, Providing for the Payment of Principal and Interest of Said Bonds, and Appropriating the Sum Received Therefrom to the State Highway Department," by Cannon; to Finance.

**SB 414**—"An Act to Amend Chapter 170 of Volume 46,

Laws of Delaware, 1947, and Chapter 304 of Volume 47, Laws of Delaware, 1949, Both Appropriating Monies for Delayed and Essential Repairs and Maintenance to and of Certain State Institutions, by Directing Certain of Such Unexpended Monies to Revert to the General Fund of the State Treasury," by Cannon; to Finance.

**SB 415**—"An Act to Appropriate Moneys to Certain Hospitals in the State of Delaware," by Cannon; to Finance.

**SB 416**—"An Act Making an Appropriation to the State Office of Civil Defense for the Purpose of Purchasing and Acquiring Extensive Civil Defense Equipment," by Cannon; to Finance.

**SB 417**—"An Act to Appropriate Funds to Provide for Adequate Drainage of Lands near the Frederick Douglass School, Seaford, Delaware," by Cannon; to Finance.

**SB 418**—"An Act to Amend Chapter 12, Revised Code of Delaware, 1935, as Amended, Relating to the Salaries of State Officers by Establishing a Salary Schedule for Certain State Employees," by Cannon; to Finance.

**SB 419**—"An Act to Consolidate into a Single Department of Welfare Under a Single Board of Welfare the Functions of the Present State Board of Welfare, the State Old Age Welfare Commission, and the Delaware Commission for the Blind; to Provide for Appointment of a Director of Welfare; to Create a Delaware Committee for the Blind; to Provide for Operation of the State Welfare Home by the Department of Welfare; and to Repeal Conflicting Acts and Parts of Acts," by Cannon; to Revised Statutes.

**SB 420**—"An Act to Appropriate Funds to the State Board of Education for Capital Replacement in the School Buildings of the State of Delaware," by Cannon; to Finance.

**SB 421**—"An Act to Amend Chapter 207, Volume 47, Laws of Delaware, 1949, Entitled 'An Act Making an Appropriation to the Ferris School for Boys for the Erection of a Dormitory Cottage and a Building for Vocational Training' by Providing That a Part of the Funds so Appropriated May Be Used for Furnishing and Equipping Said Dormitory Cottage," by Klair and Reilly; to Finance.

**SB 422**—"An Act to Amend Chapter 153, Sec. 4. Revised Code of Delaware, 1935, as Amended, by Chapter 238 of Volume 43, Laws of Delaware, by Changing the Hours When Attendance at Moving Pictures and Other Worldly Activities in Incorporated Cities and Towns Is Permitted on Sunday," by Klair; to Miscellaneous.

**SB 423**—"An Act to Amend Chapter 67, Revised Code of Delaware, 1935, by Repealing 2409. Sec. 1, Article 1, and 2410. Sec. 2, and Providing That the Office of Judge of the Municipal Court of Wilmington Shall Devote His Entire Time to the Functions of the Court; That He Shall Not Continue in the Practice of Law; to Provide for His Salary; Appointment by

Governor; Term of Office; Deputy Judge," by Klair; to Judiciary.

**SB 424**—"An Act Appropriating Certain Moneys to Laura Livergood in Payment of a Claim of Said Laura Livergood Against the State of Delaware," by Klair; to Claims.

**SB 425**—"An Act for the Protection and Conservation of Shad in the Delaware River and Bay and Their Tributaries by Regulating the Take or Catch Thereof," by Klair; to Fish, Oysters and Game.

**SB 426**—"An Act Providing for the Employment of Unemployed Employables by the State, Counties or Municipalities Under Certain Conditions," by Dolby; to Labor.

**SB 427**—"An Act Establishing a Uniform Procedure for the Condemnation of Property Under the Power of Eminent Domain, and for the Determination of Just Compensation in Such Cases," by Crossley and Johnson; to Miscellaneous.

**SB 428**—"An Act Making an Appropriation unto the State Board of Health to Be by It Expended upon the Cost of Completing Any Past, Present or Future State Plan for Hospital Survey and Construction of the State of Delaware, as Now or Hereafter Approved by the Surgeon General of the United States, Under and by Virtue of the 'Hospital Survey and Construction Act,' Being Public Law 725 of the Seventy-ninth Congress of the United States, and All Amendments Thereto," by Burris and Cannon; to Finance.

**SB 429**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Relating to Fish, Oysters and Game, by Providing for the Season Within Which Muskrats May Be Caught and Killed in Kent and Sussex Counties," by Burris; to Fish, Oysters and Game.

**SB 430**—"An Act in Respect of Aid to Dependent Children and of Outside Relief, by Limiting the Amount of the Annual Contribution by the Levy Court of Kent County Therefor," by Handsberry; to Finance.

**SB 431**—"An Act to Amend Chapter 101, Volume 47, Laws of Delaware, 1949, Relating to Judicial Reports," by Handsberry; to Judiciary.

**SB 432**—"An Act to Amend an Act Entitled 'An Act to Create and Establish a Public Service Commission and Prescribing Its Powers and Duties, and to Provide for the Regulation and Control of Public Service Corporations and Public Utilities and Making Appropriations Therefor,' Being Chapter 254, Volume 47, Laws of Delaware, by Changing and Enlarging the Powers of the Commission in Employment of Personnel; by Prescribing Certain Qualifications for Commissioners and Personnel; by Fixing the Number of Commissioners Who Shall Constitute a Quorum; by Providing That Investigations, Inquiries and Hearings May Be held Before the Commission, or Before Any Member Thereof or an Examiner Designated by It; by Empowering the Commission to Make or Hold Joint Investigations or Hearings with Regulatory Bodies of Other

States or of the United States; by Redefining Railroad Utilities; by Removing Steam Boat Companies from the Provisions of Section 3 (k) of the Act; by Empowering the Commission to Prescribe Insurance Requirements for Certain Motor Carriers and Fixing the Minimum Requirements Therefor; by Empowering the Commission to Require Public Utilities to Give Notice of Certain Accidents and to File Annual and Other Reports; by Enlarging the Powers of the Commission to Prescribe Systems of Accounts and Records and to Regulate the Keeping of the Same; by Empowering the Commission to Fix Rates or Depreciation and Regulate Depreciation Accounts; by Providing for Access to and the Inspection and Examination of Books, Accounts, Records, Property and Facilities of Public Utilities and Requiring Public Utilities to Furnish Certain Information and Records to the Commission; by Requiring Books, Accounts and Records of Public Utilities to Be Kept in This State Except in Certain Instances; by Prohibiting Changes in Existing Rates of Public Utilities Except upon Certain Notice to the Commission and Changing the Time for Making Certain Refunds from Thirty to Ninety Days; by Empowering the Commission to Fix Temporary Rates in Certain Cases; by Providing That the Burden of Proof in Rate Proceedings Shall Be upon the Public Utility; by Requiring Approval of the Commission for Assumption of Liabilities of Other Persons or Corporations by Any Public Utility, and Removing the Time Limit of Fifteen Days Within Which the Commission May Approve or Disapprove Certain Proposed Mergers, Mortgages, Transfers, Issues of Securities or Assumption of Liabilities; by Requiring Certificates of Public Convenience and Necessity in Certain Cases; by Empowering Any Member or Examiner of the Commission to Sign Subpoenas, Administer Oaths and Examine Witnesses; by Changing the Procedure for Taking Depositions; by Requiring Public Utilities to Designate Resident Agents for Service of Process; by Providing for the Service of Orders of the Commission and Empowering the Commission to Fix the Effective Date of Its Orders; and by Providing for Appeals from Final Orders of the Commission by Any Public Utility, or Any Original Party or Intervenor Affected by Such Orders," by Handsberry; to Revised Statutes.

**SB 433**—"An Act to Permit the Sale in the State of Delaware of Certain Frozen Dairy Confections Containing Less Than Twelve Per Cent of Milk Fats; Provided They Are Not Labeled or Sold as 'Ice Cream,' " by Crossley (by request); to Public Health.

**SB 434**—"An Act Making an Appropriation to the State Highway Department to Recut State Boundary Marker No. 1 at Fenwick Island in Sussex County and for the Replacement of State Boundary Marker No. 85 in New Castle County," by Cabbage; to Finance.



**SB 435**—"An Act to Create a Delaware Commission on Children and Youth," by Cubbage; to Miscellaneous.

**SB 436**—"An Act to Amend Chapter 175, Revised Code of Delaware, 1935, Relating to Workmen's Compensation, by Providing Additional Compensation for Minors Injured While Illegally Employed," by Cubbage; to Revised Statutes.

**SB 437**—"An Act Providing for Joint Action by the States of Delaware, New Jersey, and New York and the Commonwealth of Pennsylvania in Developing, Utilizing, Controlling, and Conserving the Water Resources of the Delaware River Basin in Order to Assure an Adequate Water Supply; Authorizing the Governor, for These Purposes, to Enter into a Compact with the States of New Jersey and New York and the Commonwealth of Pennsylvania and to Apply on Behalf of the State of Delaware to the Congress of the United States for Its Consent Thereto; Creating the Delaware River Basin Water Commission and Specifying the Powers and Duties Thereof, Including the Power to Finance Projects by the Issuance of Bonds; Providing for the Appointment on Behalf of the State of Delaware of the Members of the Said Commission; Requiring the Commission to Prepare and Report Plans and Specifications for Specific Projects; Requiring Certain Prior Approvals by the Legislatures of the Compacting States," by Cubbage; to Revised Statutes.

**SB 438**—"An Act Providing for the Appointment of a Building Inspector for Each of the Counties of Kent and Sussex," by Cubbage; to Finance.

**SB 439**—"An Act to Provide for the Appointment of a Citizens' Crime Study Commission to Study and Investigate Vice, Gambling and Other Criminal Activities in the City of Wilmington, to Empower the Commission to Make Its Findings Available to the Grand Jury of New Castle County; to Direct the Attorney General's Office to Cooperate; and to Provide an Appropriation Therefor," by Webb; to Finance.

**SB 440**—"An Act to Create a Five-Man Levy Court for New Castle County, Providing That the Governor Is to Appoint Two Commissioners with No More Than Three of the Five from Any One Major Political Party and Providing for the Reorganization of Same," by Webb; to Revised Statutes.

**SB 441**—"An Act to Provide for the Making of Certain Repairs and Capital Improvements and Replacements to and for John M. Clayton School District Number 97, in Sussex County, and Making an Appropriation Therefor," by Steen; to Finance.

**SB 442**—"An Act Making an Appropriation to the Public Archives Commission for the Compilation and Publication of a History of Delaware's Participation in World War II," by Cannon; to Finance.

**SB 443**—"An Act to Amend Chapter 176 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Alcoholic

Liquor, Wines and Beer,' in Reference to the Sale and Delivery of Beer and Tariff of License Fee," by Burris; to Temperance.

**SB 444**—"An Act to Amend Chapter 149 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Offenses Against the Lives and Persons of Individuals' by Making Lashing Mandatory upon Conviction for Robbery," by Longbotham; to Judiciary.

**SB 445**—"An Act Authorizing and Directing the State Highway Department to Designate the Road Leading from Milford to Rehoboth Beach, Delaware, Known as Highway Route No. 14 as 'Rehoboth Beach Boulevard,' " by Johnson; to Buildings and Highways.

**SB 446**—"An Act to Amend Chapter 1, Volume 47, Laws of Delaware, 1949, Passed at the Special Session of the 115th General Assembly, Known as the 'Veterans' Military Pay Act,' " by Bengier; to Finance.

**SB 447**—"An Act to Amend Chapter 166, Revised Code of Delaware, 1935, as Amended, Relating to the State Highway Department by Deleting the Provision That Members of Said Department May Not Be Members of Any Political Committee," by Crossley (by request); to Revised Statutes.

**SB 448**—"An Act to Amend Chapter 22 of the Revised Code of Delaware, 1935, Relating to the State Board of Agriculture in Reference to the Sale of Fertilizer," by Crossley; to Agriculture.

**SB 449**—"An Act Directing the State Treasurer to Remit Any Fine Collected by the State upon a Conviction Which Was Later Set Aside by a Higher Court upon a Certiorari," by Reilly; to Miscellaneous.

**SB 450**—"An Act Appropriating Money to the 'Board of Managers of the Detention Home' for Salaries and Wages," by Reilly; to Finance.

**SB 451**—"An Act to Amend an Act Providing for the Payment of Pensions and Death Benefits to Members of the Bureau of Fire and Bureau of Police of the Department of Public Safety of the City of Wilmington (the Same Being Chapter 167 of Volume 45, Laws of Delaware)," by Reilly; to Revised Statutes.

**SB 452**—"An Act to Amend Chapter 113, Volume 32, Laws of Delaware, as Amended, Entitled 'An Act Providing for a Police Pension Fund for Members of the Police Force of the City of Wilmington,' by Providing Additional Benefits for Total or Partial Disability Under Certain Conditions," by Reilly; to Revised Statutes.

**SB 453**—"An Act to Amend Chapter 118, Volume 33, Laws of Delaware, as Amended, Entitled 'An Act Providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington' by Providing Additional Benefits for Total or Partial Disability Under Certain Conditions," by Reilly; to Revised Statutes.

**SB 454**—"An Act to Prohibit Any Person Holding the Office of a Deputy Attorney General from Engaging or Participating in Any Political Activity While in Office," by Cubbage; to Miscellaneous.

**SB 455**—"An Act to Amend Chapter 102 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Boundaries' by Requiring Every Person Selling Timber Land or Standing Timber for Cutting to Cause to Be Plainly Marked and Established by a Competent Surveyor or Surveyors the Boundary Lines of the Tract Sold or Upon Which the Timber Sold for Cutting Stands; and Providing Certain Exceptions," by Cubbage; to Revised Statutes.

**SB 456**—"An Act Providing for the Regulation, Control and Stabilization of Rents in Housing Accommodations Effective with the Termination of Federal Rent Control Legislation; Creating a Temporary State Housing Rent Commission; Its Powers and Duties; and Making an Appropriation Therefor," by Cannon; to Finance.

**SB 457**—"An Act Authorizing, Empowering and Directing the State Board of Agriculture to Acquire the Necessary Lands Situate Within the Fair Grounds of the Kent and Sussex Fair, Incorporated in Kent County; to Construct, Maintain and Operate Thereon an Agricultural Display Building of the State; and Making an Appropriation Therefor," by Cannon; to Finance.

**SB 458**—"An Act Providing for the Redeposit of Fifty Per Cent of Shells of Oysters Taken from the Waters Under the Jurisdiction of the State of Delaware," by Longbotham; to Fish, Oysters and Game.

**SB 459**—"An Act Governing Clearances on Railroads with Reference to Side and Overhead Structures; on Parallel and Yard Tracks," by Klair; to Buildings and Highways.

**SB 460**—"An Act to Repeal Chapter 126, Volume 46, Laws of Delaware, 1947, Which Provided for an Appropriation to the State Highway Department to Enable the State Police Force to Be Expanded to One Hundred Twenty Men," by Klair; to Finance.

Mr. Cannon moved that all Bills introduced this Legislative Day be read by title only.

It was moved by Mr. Cannon that Senate Rule 20 be suspended for the balance of the day.

Mr. Peeney moved that Section 2, Rule 9 be suspended. Motion prevailed.

On motion of Mr. Cannon the Senate recessed until call of the Chair.

Senate met at expiration of recess at 5:40 p.m., Lt. Gov. Bayard presiding.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 312**, **SB 266**, **SB 217**, **SB 296**, by Judiciary; **SB 273** (unfavorably), by Finance.

Request that the following be stricken from the Calendar was granted to member as follows: **SB 43**, Reilly.

On motion of Mr. Reilly the Senate recessed until call of the Chair.

Senate met at expiration of recess at 9:10 p.m., Lt. Gov. Bayard presiding.

On motion of Mr. Cannon, the clock was stopped at 9:10 p.m.

On motion of Mr. Cannon the Senate recessed until call of the Chair.

Senate met at expiration of recess at 9:12 p.m.

On motion of Mr. Cabbage the Senate recessed until 11 a.m., Thurs., March 22, 1951.

### **SAME LEGISLATIVE DAY—MARCH 22, 1951**

Senate met pursuant to recess at 4:00 p.m., Thurs., March 22, 1951, Lt. Gov. Bayard presiding.

On motion of Mr. Cabbage the Senate recessed until call of the Chair.

Senate met at expiration of recess at 7:20 p.m.

Mr. Dolby moved that the vote on **SB 149** be reconsidered.

Mr. Peeney asked for Roll Call on Mr. Dolby's motion.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Webb, Mr. Pres. Pro Tem—9.

Nays—Messrs. Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly—6.

Absent—Messrs. Powell, Steen—2.

So the question was decided in the affirmative, and **SB 149** was reconsidered.

Mr. Peeney moved that **SB 149** be made a special order of business for Tuesday, March 27 at 3:00 p.m. Motion prevailed.

Messrs. Peeney and Cabbage introduced **SCR 19**—"Authorizing the Adjournment of the Senate and House of Representatives of the 116th General Assembly Until Tuesday, March 27, 1951, at Eleven O'clock, in the Forenoon."

Mr. Peeney moved the adoption of **SCR 19** and asked for Roll Call.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Powell, Steen—3.

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

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 19**, and returned the same to the Senate.

Mr. Cannon introduced **SCR 20**, which on further motion by him, was adopted: **SCR 20**—"Providing for a Study of the Advisability of Replacing the Woodland Ferry with a Drawbridge Across the Nanticoke River in Sussex County."

On motion of Mr. Cannon the Senate recessed until call of the Chair.

Senate met at expiration of recess at 8:15 p.m., Lt. Gov. Bayard presiding.

Without objection the Chair declared a recess until call of the Chair.

Senate met pursuant to recess at 9:30 p.m.

On motion of Mr. Cabbage, the time being 9:30 p.m., Thurs., March 22, 1951, the Senate adjourned pursuant to **SCR 19** until Tues., March 27, 1951 at 11 a.m.

### 51ST LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Tues., March 27, 1951., Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. W. B. Bundick: Our Heavenly Father, with grateful hearts we offer Thee our thanks this morning. We thank Thee for the refreshing sleep of the night and the challenge of the new day.

As these who represent the people have gathered here today, we ask that their work may be done faithfully. May service rendered be as "unto the Lord" rather than as unto men.

We pray that these servants of the State shall exhibit the attitudes of unselfishness and brotherly love in their dealings with one another and in the enactment of laws.

In the name of the Lord Jesus we pray, Amen.

Members present—Messrs. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Klair, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Burris, Johnson, Longbotham, Powell, Steen—5.

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

The President announced he was about to sign: **HB 11, HB 13, HB 71, HB 79, HB 105, HB 242.**

On motion of Mr. Cannon the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 3:15 p.m.

Messrs. Steen, Johnson, Longbotham, Burris, Powell asked to be marked present.

The Chair invited the Speaker of the House to come to the Rostrum. Invitation accepted.

Mr. Cannon moved that Rule 36 be suspended for the balance of this Legislative Day.

Privilege of the floor was granted to the following with reference to **SB 149**.

Mrs. Marston Fox, Miss Evelyn Dickey, Mrs. Marie Hitchens.

On motion of Mr. Peeney, **SA 1** to **SB 149**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, as Amended, Relating to 'Free Public Schools,' by Providing for Reasons, Hearing, and Appeal to the Superior Court of the State of Delaware in the Procedure for the Termination of Services of Professional School Employees," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On the question, "Shall the Amendment be adopted?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Barnard, Bengier, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—15.

Nays—Messrs. Burris, Mr. President Pro Tem—2.

Absent—None.

So the question was decided in the affirmative, and the Amendment was adopted.

On motion of Mr. Dolby, **SB 149** with **SA 1**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, as Amended, Relating to 'Free Public Schools,' by Providing for Reasons, Hearing, and Appeal to the Superior Court of the State of Delaware in the Procedure for the Termination of Services of Professional School Employees," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen—8.

Nays—Messrs. Barnard, Bengier, Burris, Crossley, Dolby, Handsberry, Webb, Mr. President Pro Tem—8.

Absent—None.

Not Voting—Mr. Cubbage—1.

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

On motion of Mr. Cannon the Senate adjourned until 11 a.m., Wed., March 28, 1951.

## 52ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Wed., March 28, 1951, Pres. Pro Tem Cannon presiding.

Prayer by the Chaplain, Rev. Bundick: Almighty God, our Heavenly Father, at this time we humbly and sincerely seek Thee as our guide and protector.

We are conscious of the fact that all our strength comes from Thee and that it is in Thy wisdom that we find light and truth. Help us to find joy and comfort in the knowledge of Thy presence.

We ask that these people shall so live today, by word and deed, that it will be easier for others to be strong and faithful.

May this day not pass without us accomplishing some good. Grant unto us a holier life thru Jesus Christ our Lord. Amen.

Members present—Messrs. Benger, Crossley, Dolby, Klair, Longbotham, Pedrick, Peeney, Webb, Mr. Pres. Pro Tem—9.

Members absent—Messrs. Barnard, Burris, Cabbage, Handsberry, Johnson, Powell, Reilly, Steen—8.

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

On motion of Mr. Peeney the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 4:40 p.m., Lt. Gov. Bayard presiding.

Mr. Cabbage, Burris, Barnard, Reilly, Johnson, Handsberry, Steen, Powell asked to be marked present.

Messrs. Peeney and Cabbage introduced the following Resolution, which on further motion by them was adopted: **SR 41**—"Relative to the Death of Norris N. Wright."

WHEREAS, the Senate of the 116th General Assembly has learned with regret of the passing of former Senator Norris N. Wright, a resident of Newark, Delaware; and

WHEREAS, former Senator Norris N. Wright was an outstanding citizen in his community and state, who participated in public affairs and who affiliated himself with groups and organizations interested in the public welfare; and

WHEREAS, former Senator Norris N. Wright has served his state faithfully and well in the General Assembly of Delaware; and

WHEREAS, the members of the Senate desire to express in this public manner their own feelings and the sense of loss which is felt throughout the entire State of Delaware; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 116th General Assembly of the State of Delaware,

That the members of the 116th General Assembly do hereby express their profound sorrow at the passing of a

former Senator and a distinguished citizen of the State of Delaware; and

BE IT FURTHER RESOLVED, that the family of the deceased has the full sympathy of the members of the 116th General Assembly which is extended by sending a copy of this resolution to the members of his immediate family; and

BE IT FURTHER RESOLVED, that the text of this resolution be made a part of the Journal of the proceedings of the State Senate of the 116th General Assembly.

The Chair presented the following House Bills, which were given first and second readings and referred to committees as follows: **HB 296** with **HA 1**, to Banking and Insurance; **HB 277**, to Miscellaneous; **HB 259**, **HB 138**, to Revised Statutes; **HB 97** **HB 62**, to Finance.

The Chief Clerk of the House informed the Senate that the House had passed **HCR 5**—"An Appropriation for Postage Stamps and Other Supplies for the 116th General Assembly," and requested the concurrence of the Senate in the same.

The Chair presented **HCR 5** and on further motion by Mr. Cannon was adopted and ordered returned to the House.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 169** (on its merits), **SB 129**, by Finance; **SB 118**, by Education.

Mr. Dolby on behalf of the Committee on Passed Bills reported as approved by the Governor the following: **SB 84** with **SA 1** and **HA 1**, **SB 103**, approved March 22, 1951.

On motion of Mr. Cannon the Senate adjourned until 11 a.m., Thurs., March 29, 1951.

### 53RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Thurs., March 29, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Spry: Unto Thee, Who art supremely just and merciful, we come with grateful hearts, Our Father!

And we would thank Thee, that through Thy Providence, we are permitted to serve this our commonwealth, by taking some part in this Assembly.

Bless Thou each member of this Body, by endowing them with vision, wisdom, and courage, and all that Thou seest they need, for the fulfillment of the tasks before them.

We praise Thee that Thou art not an absentee God, dwelling in some far-away land, but an imminent Father of love and wisdom, working in the hearts of Thy believing children.

May we, therefore, accept Thee, as the Key to all our problems, the Strength for all our best desires; the only Guide for all confusion and bewilderment; the true Source of all our joy, and the real Comfort in all our depressions.



Now we implore Thy abiding presence in the home of bereavement in whose home a former member of this Senate has heard the last call and whose form is now still in death and awaits its removal to its final resting place. Make us ever conscious that where Thou beckon, there the Light shines and where Thou dwelleth there is Peace. Amen!

Members present—Messrs. Bengier, Dolby, Handsberry, Klair, Pedrick, Peeney, Reilly, Steen, Mr. Pres. Pro Tem—9.

Members absent — Messrs. Barnard, Burris, Crossley, Cabbage, Johnson, Longbotham, Powell, Webb—8.

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

Messrs. Webb and Cabbage asked to be marked present.

On motion of Mr. Cannon the Senate recessed until 3:00 p.m.

Senate met at expiration of recess at 4:35 p.m., Lt. Gov. Bayard presiding.

Messrs. Crossley, Johnson, Burris, Barnard, Longbotham, Powell asked to be marked present.

On motion of Mr. Cannon, **SB 261**—"An Act to Amend Chapter 259, Volume 41, Laws of Delaware, 1937, Relating to the State Park Commission by Empowering Said Commission to Acquire Lands by Lease," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

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

Yeas—Messrs. Crossley, Cabbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—None.

Absent—Messrs. Barnard, Bengier, Burris, Johnson, Longbotham, Pedrick, Peeney, Powell—8.

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

Mr. Crossley introduced the following Resolution, which on further motion by him was adopted: **SR 42**—"Relative to Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the State Senate."

**BE IT RESOLVED** by the Senate of the State of Delaware that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for collecting data, compiling, editing and publishing the Daily Calendar for the Senate of the State

of Delaware, same being expense connected with the present Session thereof, viz.:

To The Sussex Countian, Georgetown, Delaware, Two Thousand Two Hundred Dollars (\$2,200.00), being part payment on account for above.

The following Bills were reoprtd favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 140, SB 157, SB 150, SB 189, SB 181**, by Revised Statutes; **SB 155** (on its merits), **SB 74**, by Miscellaneous.

The following Substitute Bill with title the same as the Original Bill was introduced, given first and second readings by title only, and referred to committees as follows: **SS 1** for **SB 216**, by Dolby; to Education.

Request that the following be stricken from the Calendar were granted to Members as follows: **SB 216**, Dolby; **SB 63**, Klair.

On motion of Mr. Cubbage, **SB 33**—"An Act to Amend Chapter 78 of the Revised Code of Delaware, 1935, as Amended, Relating to Legal Holidays," 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. Crossley, Cubbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—None.

Not Voting—Messrs. Benger, Johnson, Longbotham, Pedrick, Peeney, Powell—6.

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

On motion of Mr. Cubbage, **SB 66**—"An Act to Amend Article 4 of Chapter 166, of the Revised Code of Delaware, 1935, Relating to Traffic Officers by Authorizing the State Police Force to Be Expanded to One Hundred Fifty Men," 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. Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—11.

Nays—Messrs. Barnard, Benger, Longbotham, Pedrick, Peeney, Powell—6.

Absent—None.

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

On motion of Mr. Cannon, **SB 137**—"An Act Appropriating Certain Monies to the University of Delaware for Continuing Research and Training on Salt Water Resources," was

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

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

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

Yeas—Messrs. Barnard, Burris, Crossley Cubbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Dr. Bengner—1.

Not Voting—Mr. Klair—1.

Absent—None.

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

On motion of Mr. Steen, **SB 69**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, Relating to Stopping or Parking Motor Vehicles," 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. Barnard, Crossley, Dolby, Handsberry, Klair, Reilly, Steen, Mr. President Pro Tem—8.

Nays—Messrs. Bengner, Burris, Cubbage, Johnson, Longbotham, Pedrick, Peeney, Powell—8.

Absent—None.

Not Voting—Mr. Webb—1.

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

On motion of Mr. Cubbage, **SB 87**—"An Act Appropriating Money to Certain Fire Companies in the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

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

Yeas — Messrs. Barnard, Bengner, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Peeney, **SB 118**—"An Act to Amend Chapter 71 of the Revised Code of Delaware, 1935, with Reference to All Public Schools by Changing the Acreage Limita-

tion on Lands That May Be Condemned for School Sites," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Webb, **SB 123**—"An Act Making an Appropriation to the State Soil Conservation Commission for the Purchase of Heavy Earth Moving Machinery and Other Equipment Needed in the Soil Conservation Work of the State, Making Provision for the Repayment Thereof, and Designating the Boards of Soil District Supervisors to Oversee the Use of Said Equipment and Machinery," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—Dr. Benger—1.

Absent—None

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

On motion of Mr. Peeney, **SB 132**—"An Act to Authorize the Sale of Certain Real Estate in the City of Wilmington," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Cabbage, **SB 129**—"An Act Providing for the Creation of a Geological Survey for the State of Delaware; Its Powers and Duties and Appropriation Therefor," was

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

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

Yeas—Messrs. Barnard, Crossley, Cabbage, Dolby, Handberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Dr. Benger—1.

Absent—Mr. Burris—1.

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

On motion of Mr. Reilly, **SB 139**—"An Act to Amend Chapter 106, Volume 45, Laws of Delaware, 1945, as Amended, with Reference to Pensions or Allowances to Retired and Disabled Public School Teachers of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Burris, Crossley, Cabbage, Dolby, Handberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Dr. Benger—1.

Absent—Mr. Barnard—1.

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

The following were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SCR 16** (on its merits), by Finance; **SB 214**, by Revised Statutes.

The President announced he was about to sign: **SR 40**, **SR 41**.

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Fri., March 30, 1951.

## 54TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Fri., March 30, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Spry: O Lord, our faith in Thee enables us to believe, as said the Psalmist: "The earth is the Lord's, and the fullness thereof; the world, and they that dwell therein." Ps. 24: 1.

Hence, why should we fear?

Make us conscious of Thy abiding presence as we enter upon these errands of duty day by day.

As we touch life, may we gladden and cheer our fellows along life's pathway!

Help us to grow in the beauty and sweetness of Christian virtues. Be Thou our Guide in all that we do. For Thou art Light to those who know Thee, the Life of the souls that love Thee, and the Strength of the hearts that serve Thee.

Grant us Lord, so to know Thee, that we may truly love Thee, so to love Thee that we may faithfully serve Thee, and so serve Thee in our service to this State, that we may find in said service perfect freedom and perfect joy. In the Master's Name, Amen!

Members present—Messrs. Crossley, Cabbage, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Mr. Pres. Pro Tem—9.

Members absent—Messrs. Barnard, Benger, Burris, Johnson, Klair, Powell, Steen, Webb—8.

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

The Chair announced that Mr. Webb would be necessarily late in reporting this Legislative Day.

On motion of Mr. Cannon the Senate recessed until 1:30 p.m.

Senate met at expiration of recess at 3:25 p.m.

Messrs. Steen, Powell, Johnson, Webb, Benger, Barnard, Burris, Klair asked to be marked present.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 206**, by Fish, Oysters and Game; **SB 196**, by Revised Statutes; **SB 202**, **HB 158**, **HB 4** with **HA 1**, **HB 35**, by Finance; **SB 307** (on its merits), **SB 287**, **SB 344**, **SB 270**, by Buildings and Highways.

On motion of Mr. Peeney, **SCR 16**—"Objecting to the Proposal by the Federal Government to Increase the Federal Gasoline Tax," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

On motion of Mr. Peeney, the Senate adopted **SCR 16** and ordered it to the House for concurrence.

On motion of Mr. Cabbage, Senate Rule 22 was suspended for the balance of this day.

Mr. Crossley moved that the Daily Calendar be suspended for the days of Monday through Thursday, April 2, 3, 4, 5, 1951. Motion prevailed.

Mr. Klair announced that the Committee on Municipal Corporations would hold hearings on the Rehoboth Charter Bills, Monday, April 2, 1 p.m.

On motion of Mr. Handsberry, **SB 196**—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1944-45, as Amended, Entitled 'An Act Providing for the Payment of Pension Benefits to Certain State Employees, Fixing Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions

and the Procedure to Be Followed with Respect Thereto, Providing That Pension Benefits Shall Be Free of Attachment and Non-Assignable, and Providing for the Reduction of Benefits Under Certain Conditions,' with Reference to Computing the Number of Years of Service of Certain Employees of the Delaware State Employment Service Transferred to the War Manpower Commission and Returned to State Service at the Conclusion of World War II," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Reilly, **SB 64**—"An Act Establishing the Office of State Fire Marshal, Defining Powers and Duties and Making an Appropriation Therefor," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

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

Yeas—Messrs. Barnard, Crossley, Cabbage, Dolby, Handsberry, Klair, Peeney, Reilly, Steen, Mr. President Pro Tem—10.

Nays—Messrs. Benger, Burris, Johnson, Longbotham, Pedrick, Powell, Webb—7.

Absent—None.

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

On motion of Mr. Klair, **SB 153**—"An Act to Amend Chapter 258, Volume 41, Laws of Delaware, as Amended, (Known and Cited as the 'Unemployment Compensation Law'), by Changing the Provisions Relative to Benefit Payments to Seasonal Workers and the Duration Thereof," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Crossley, Cabbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—Messrs. Barnard, Benger, Burris, Johnson, Longbotham, Pedrick, Peeney, Powell—8.

Absent—None.

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

On motion of Mr. Cabbage, **SB 140**—"An Act to Amend Chapter 42, Revised Code of Delaware, 1935, as Amended, by Deleting the Restriction upon the Duties of Notaries Public Appointed for Financial Institutions," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Dolby, **SB 156**—"An Act to Amend Chapter 78 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Negotiable Instruments' with Respect to Legal Holidays in the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Klair—1.

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

On motion of Mr. Handsberry, **SB 214**—"An Act to Amend Chapter 303, Volume 45, Laws of Delaware, 1944-45, as Amended, with Reference to the Delaware Harness Racing Commission, by Authorizing the Sale of Pools Without the Use of Pari-Mutuel Machines or Totalizators," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick,



Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Not Voting—Mr. Cabbage—1.

Absent—None.

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

On motion of Mr. Cabbage, **SB 160**—"An Act Making Appropriation to the State Board of Education to Provide for the Payment of Costs and Expenses Over and Above the Present Appropriations Available to the State Board of Education to Pay for Additional Costs of Transportation of School Pupils," 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. Barnard, Bengel, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—16.

Nays—None.

Absent—Mr. Cannon—1.

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

Dr. Bengel introduced the following Resolution, which on further motion by him was deferred: **SR 43**—"Requesting the Opinion of the Attorney General with Respect to Certain Questions."

WHEREAS, House Bill No. 246 has passed the House and is soon to be read on the floor of the Senate, and

WHEREAS, there has been questioned, on the floor of the House certain practices which have a bearing on the need for the legislation proposed in the House Bill aforementioned, and

WHEREAS, the legality of the heretofor mentioned practices is in question; NOW, THEREFORE,

BE IT RESOLVED, by the Senate of the 116th General Assembly of the State of Delaware, that the opinion of the Attorney General be requested with respect to the following:

1. Is it the intent of the law that the Sheriff should collect mileage for the service of a legal paper where it is served on foot and no expense to him is involved?

2. Is it permissible for the Sheriff to arrive at his mileage expense by multiplying the miles travelled in the service of a subpoena by the number of names on the subpoena?

Mr. Cabbage asked to be excused from the visitations on Monday and Tuesday.

Mr. Klair moved that the Senator be so excused. Motion prevailed.

Mr. Cabbage moved that two members of the Senate be appointed to conduct the business of the Senate for four days next week. Motion prevailed.

The Chair appointed Senators Barnard and Handsberry to effect the terms of the motion by Mr. Cabbage.

Mr. Klair announced that the Municipal Corporation hearings previously announced would be postponed until April 6, 1951, at 1 p.m.

On motion of Mr. Cabbage the Senate adjourned until 9 a.m., Mon., April 2, 1951.

### 55TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 9 a.m., Mon., April 2, 1951, Mr. Handsberry presiding. Prayer by Chaplain, Rev. Rowlensen: In the name of The Father, Son, and Holy Ghost.

O God, give us strength to live another day. Let us not turn coward before its difficulties or prove recreant to its duties. Let us not lose faith in our fellowmen. Keep us sweet and sound of heart, in spite of ingratitude, treachery or meanness. Preserve us from minding little stings or giving them. Help us to keep our hearts clean, and to live so honestly and fearlessly that no outward failure can dishearten us or take away the joy of conscious integrity. Open wide the eyes of our souls that we may see good in all things. Grant us this day some new vision of thy truth, inspire us with the spirit of joy and gladness, and make us the cup of strength to suffering souls. Bless the Chief Executive of our Country and State and all others in positions of authority and trust.

In the name of the Deliverer, our only Lord and Saviour, Jesus Christ. Amen.

Members present—Messrs. Barnard, Handsberry—2.

Members absent—Messrs. Benger, Burris, Crossley, Cabbage, Dolby, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

The Members of the Senate were visiting the State institutions on this Legislative Day.

### 56TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 9 a.m., Tues., April 3, 1951, Mr. Handsberry presiding.

Prayer by Chaplain, Rev. Rowlensen: In the name of the Father, Son and Holy Ghost.

O Lord, our Christ, may we have Thy mind and Thy spirit; make us instruments of thy peace; where there is hatred, let us sow love; where there is injury, pardon; where there

is discord, union; where there is doubt, faith; where there is despair, hope; where there is darkness, light; where there is sadness, joy. O Divine Master, grant that we may not so much seek to be consoled as to console; to be understood, as to understand; to be loved as to love; for it is in giving that we receive, it is in pardoning that we are pardoned; and it is in dying that we are born to eternal life.

Bless this group of representative men of our State, guide their thoughts in the deliberations of this day. We pray in Jesus' Name, Amen.

Members present—Messrs. Barnard, Handsberry—2.

Members absent—Messrs. Benger, Burris, Crossley, Cabbage, Dolby, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

The Members of the Senate were visiting the State institutions on this Legislative Day.

### 57TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 9 a.m., Wed., April 4, 1951, Mr. Handsberry presiding.

Prayer by Chaplain, Rev. Rowlensen: Our Father, we open with joy the gates of our souls to let the King come in. Not for a passing hour of triumph would we receive him, to send him hence away with broken heart and frustrated purpose; but we welcome him to abide forever as our Lord and King. Prepare us for his coming. May our hearts be cleansed from sin and our purposes purified from all evil. Search us as with candles. Create in us clean hearts, and renew right spirits within us. Then with gladness and the voice of praise we shall greet him, whose right it is to reign.

In this General Assembly we feel the need of the God of our Fathers. And we quote the words of that wonderful hymn:

Refresh Thy people on their toilsome way,  
Lead us from night to never-ending day;  
Fill all our lives with love grace divine,  
And glory laud and praise be ever Thine.

In the name of the Father, Son and Holy Ghost we pray. Amen.

Members present—Messrs. Barnard, Handsberry—2.

Members absent—Messrs. Benger, Burris, Crossley, Cabbage, Dolby, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

The Members of the Senate were visiting the State institutions on this Legislative Day.

**58TH LEGISLATIVE DAY**

Senate met pursuant to adjournment at 9 a.m., Thurs., April 5, 1951, Mr. Handsberry presiding.

Prayer by Chaplain, Rev. Rowlensen: In the name of the Father, Son, and Holy Spirit.

Father God, renew in us this morning the consciousness that we were made for thee and that we shall never rest nor have a fullness of life until we live in thee. Bind us with golden cords to thy heart of love. May Jesus Christ, the hope of glory, the light of the world, the sun of the moral and spiritual universe, be found in us today. Incline us all to yield to all thy holy ministries that we may be clothed in all the perfection and beauty of thyself.

Bless those who have just begun the alphabet of Christian conduct and help them to read on steadily unto the end. Bless those who are farther along in the book of life, and may they never rest until thou shalt hand them their credentials of thy school in the skies. Bless us all with heavenly aspirations. Teach all to live wisely, purely, nobly, usefully, and make of them living epistles, in whom the gospel shall be written in holy conduct. Bless we pray the deliberations of this hour. May the benediction of God be upon each of these representative men, give them wisdom and understanding, we pray in Jesus' Name.

Members present—Messrs. Barnard, Handsberry—2.

Members absent—Messrs. Benger, Burris, Crossley, Cabbage, Dolby, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

The Members of the Senate were visiting the State institutions on this Legislative Day.

**59TH LEGISLATIVE DAY**

Senate met pursuant to adjournment at 11 a.m., Fri., April 6, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Rowlensen: O, Saviour, make us ever conscious of Thy presence and responsive to Thy will. Those persons who have been chosen to places of responsibility and trust are rendering a unique service for those who would serve well. Give them understanding and patience. May they think not in terms of legislation but of people. We pray this in the name of the one Who has given us the perfect example of service. Our Lord and Saviour, Jesus Christ. Amen.

Members present—Messrs. Barnard, Benger, Burris, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney—12.

Members absent—Messrs. Cannon, Crossley, Powell, Reilly, Steen—5.

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

Mr. Klair moved that **SB 63** be restored to the Calendar.

On motion of Mr. Peeney, the Senate recessed until 2 p.m.

Senate met at expiration of recess at 3:40 p.m.

Messrs. Reilly, Crossley, Steen, Powell asked to be marked present.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 397**, by Private Corporations; **SB 306** (on its merits), by Public Health; **SB 93** (on its merits), **SB 203**, **SB 182**, **SB 166**, **SB 165**, **SB 163**, **SB 159**, **SB 152**, by Revised Statutes; **SB 219**, **SB 226**, by Miscellaneous.

Mr. Reilly introduced **SCR 21**, which on further motion by him was adopted and ordered to the House for concurrence: "Appropriating Money to Reimburse the Secretary of the State, Multigraph Department, for Certain Monies Expended for Certain Labor and Supplies Needed, Furnished to and Used by the Senate and House of Representatives of the 116th General Assembly."

On motion of Mr. Reilly, **SB 154**—"An Act to Amend Chapter 159 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Board of Boiler Rules' by Removing the Limitation to Steam Boilers on the Qualification and Rule Making Powers of the Board," 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. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb—14.

Nays—Mr. Burris—1.

Absent—Messrs. Cannon, Powell—2.

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

The Chief Clerk of the House informed the Senate that the House had concurred in **SCR 17**; and that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 67**—"An Act to Appropriate Funds to the State Board of Education for the Education and/or Training of and Transportation for Handicapped Children in the State of Delaware."

**HB 80**—"An Act to Amend Chapter 165, Revised Code of Delaware, 1935, as Amended, in Respect of Officers Authorized to Make Arrests for Violations of the Motor Vehicle and Traffic Laws upon View and Without a Warrant."

**HB 336**—"An Act Appropriating Money to American Le-

gion, Sussex Post Number 8, in Sussex County, with Which to Operate and Maintain an Ambulance."

**HB 341**—"An Act Authorizing 'The Mayor and Council of the Town of Selbyville' to Borrow Seventy-Five Thousand Dollars (\$75,000.00) and to Issue Bonds Therefor for the Purpose of the General Improvement of the Water Plant of 'The Mayor and Council of the Town of Selbyville,' and for the Purpose of Repairing or Replacing Defective or Inadequate Water Lines and Extending the Water Lines Within the Town of Selbyville; Providing for a Referendum Vote to Approve the Issuance of Said Bonds by 'The Mayor and Council of the Town of Selbyville.'"

**HB 388**—"An Act Providing for a Special Election to Be Held in the Town of Laurel for the Purpose of Electing a Mayor and Certain Members of the Council of the Town."

**HB 405**—"An Act to Authorize New Castle County to Provide for the Planning, Acquisition, Purchase, Construction, Reconstruction, Improvement, Betterment, Extension, Operation, and Maintenance of Sewerage Systems, for the Collection, Treatment and Disposal of Sewage, Waste, Garbage, and Storm Water; Authorizing the Exercise of the Power of Eminent Domain; Authorizing and Regulating the Issuance of Bonds for Financing Such Sewerage Systems; Authorizing the Charging of Service Charges for Service Rendered by Such Sewerage Systems and Providing for the Enforcement of the Payment Thereof; and Providing for the Payment of Such Bonds and for the Rights of the Holders Thereof."

On motion of Mr. Cubbage, **SB 208**—"An Act Prescribing the Conditions and Limitations in Respect of the Operation or Use of Any Motor Vehicle of the State or Any Governmental Agency Thereof, Making It Unlawful to Operate or Use the Same in Violation Thereof, and Prescribing Penalties for Any Violation Thereof," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Bengier, Crossley, Cubbage, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb—12.

Nays—Messrs. Burris, Johnson, Klair—3.

Absent—Messrs. Powell, Cannon—2.

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

On motion of Mr. Handsberry, **SB 217**—"An Act to Amend Chapter 108 of the Revised Code of Delaware, 1935, as Amended, Relating to the Terms of the Superior Court in Kent County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—15.

Nays—None.

Absent—Messrs. Klair, Cannon—2.

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

On motion of Mr. Peeney, **SB 218**—"An Act Amending Article 4 of Chapter 129 of the Revised Code of Delaware, 1935, Relating to Witnesses and Evidence, by Providing for Admissibility of Reproduced Records in Evidence," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—15.

Nays—None.

Absent—Messrs. Klair, Cannon—2.

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

On motion of Mr. Cabbage, **HB 16**—"An Act Making an Appropriation to the State Board of Agriculture to Be Used for Anti-Hog Cholera Serum and Virus Under the Provisions of Article 6, Chapter 21, Revised Code of Delaware, 1935," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—15.

Nays—None.

Absent—Messrs. Klair, Cannon—2.

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

On motion of Mr. Cabbage, **HB 17**—"An Act Authorizing the Levy Court of Sussex County to Appropriate County Monies for the Control of Diseases of Hogs in Sussex County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley,

Cubbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—15.

Nays—None.

Absent—Messrs. Klair, Cannon—2.

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

On motion of Mr. Crossley, **HB 49**—"An Act to Amend Chapter 21, Revised Code of Delaware, 1935, as Amended, Entitled 'State Board of Agriculture,' in Reference to Bang's Disease and the Movement of Cattle Not Vaccinated," was taken up for consideration and read a third time by 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. Barnard, Bengier, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—16.

Nays—None.

Absent—Mr. Cannon—1.

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

On motion of Mr. Webb, **HB 202**—"An Act to Amend an Act Entitled 'An Act to Reincorporate the Town of Middletown,' Being Chapter 128, Volume 33, Laws of Delaware, as Amended, to Provide for Paving or Repairing of Sidewalks and Curbs and to Order Connection with Water Main or Sewer Main in the Town of Middletown and to Provide for the Collection of Costs Thereof from Owners of the Land Abutting and to Provide That the Costs Thereof When Done by the Town of Middletown Shall Be a Lien on the Property, Recoverable by the Sale of Lands and Premises Affected as a Special Assessment," 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. Barnard, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb—14.

Nays—None.

Absent—Mr. Cannon—1.

Not Voting—Messrs. Bengier, Burris—2.

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

The following Substitute Bill with title the same as the Original Bill was introduced, given first and second readings by title only, and referred to committee as follows: **SS** for **SB 379**, by Peeney; to Municipal Corporations.

Mr. Cubbage asked that **HB 86** be given its third and final



reading and be placed on passage. On further motion by him action was deferred.

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., April 9, 1951.

### 60TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Mon., April 9, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Rowlensen: Eternal Father, thou art the Love that never forgets, the Light that never fails, the Life that never ends. Humbly we seek thee in the fellowship of prayer. As we pray together, the cares of life become easier to bear and the lonely hurt of our hearts is healed by a great peace. Teach us to live always in a sense of thy nearness. But we have sinned, our Father and come far short of thy glory. Forgive us, cleanse us, and strengthen us against evil. We bless thee that thou art a God of grace, who in the presence of our sins and sorrows setteth a table before us laden with the rich gifts of faith and courage, love and kindness. We thank thee for Jesus Christ and his life, for the Bible and its guidance, its wisdom, and its comfort. We thank thee for songs that lift our hearts in praise and for all that overcomes our bitterness with the power of its beauty and its grace.

We pray for these representative men; be thou their guide, give them wisdom and grace in these troublesome days in which we live. Bless the Chief Executives of our Nation and State. In Jesus' name we pray, Amen.

Members present—Messrs. Barnard, Benger, Crossley, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Burris, Cabbage, Johnson, Klair, Webb—5.

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

On motion of Mr. Peeney the Senate recessed until 2 p.m. Senate met at expiration of recess at 3:55 p.m., Lt. Gov. Bayard presiding.

Messrs. Webb, Klair, Cabbage Johnson, Burris asked to be marked present.

The Chair presented the following House Bills, which were given first and second readings and referred to committees as follows: **HB 388**, **HB 341**, to Municipal Corporations; **HB 67**, **HB 336**, **HB 405**, to Finance; **HB 80**, to Revised Statutes.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 43**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

BE IT RESOLVED, by the Senate of the 116th General Assembly that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee (excluding any Chaplain or Chaplains), 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 of Seven Hundred Dollars (\$700.00) to any one person, on account of services to the present Session of the Senate. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 44**—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 116th General Assembly."

BE IT RESOLVED, by the Senate of the 116th General Assembly of the State of Delaware, that the following amounts be and the same are hereby appropriated out of any money in the General Fund of the State Treasury for the payment of certain expenses connected with the present Session of the 116th General Assembly of the State of Delaware, for the period beginning on the 31st Legislative Day and extending up to and including the 60th Legislative Day which said expenses are hereby declared to be proper and reasonable expenses actually incurred by the President and by the respective members of the Senate for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and in returning from Dover to their respective homes, in the performance of their duties as President and Members of the Senate, during the present Legislative Session thereof, and the Auditor of Accounts is hereby authorized and fully empowered and directed to approve and properly execute warrants for, and the State Treasurer is hereby authorized and fully empowered and directed to pay to the President and the respective Members of the Senate hereinafter named, the respective amounts set opposite their respective names, viz.:

Alexis I. duPont Bayard .....	\$324.00
R. Allen Cannon .....	322.00
E. Cowgill Barnard .....	112.00
Dr. Ernest B. Benger .....	376.00
John W. Burris .....	190.00
Dudley Crossley .....	160.00
William O. Cabbage .....	142.00
J. Fred Dolby .....	202.00
Walter Handsberry .....	118.00
Thomas L. Johnson .....	346.00

Frederick Klair .....	382.00
John M. Longbotham .....	214.00
George A. Pedrick .....	328.00
Thomas E. Peeney .....	370.00
Edwin R. Powell .....	430.00
John E. Reilly, Sr. ....	370.00
Curtis W. Steen .....	370.00
E. Sherman Webb .....	250.00

Dr. Benger arose to object to his name being on **SR 44**, because he had not actually travelled to and from his home each day but had spent that time in Dover.

On motion of Mr. Cannon and without objection, the name of Dr. Benger was deleted from **SR 44**.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **HB 388**, by Municipal Corporations; **SB 233**, by Labor; **SS 1** for **216** (on its merits), by Education; **SB 232** (on its merits), by Buildings and Highways.

On motion of Mr. Powell, **SB 70**—"An Act to Amend Chapter 212, Volume 25, Laws of Delaware, 1909, Entitled 'An Act to Incorporate the Town of Bethany Beach and Give It Authority to Issue Bonds,' as Amended, Providing for the Increase in the Amount to Be Raised by Taxation," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb—15.

Nays—None.

Absent—Messrs. Cannon, Peeney—2.

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

On motion of Mr. Steen, Senate Rule 22 was suspended for the balance of this day.

On motion of Mr. Steen, **HB 388**—"An Act Providing for a Special Election to Be Held in the Town of Laurel for the Purpose of Electing a Mayor and Certain Members of the Council of the Town," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb—15.

Nays—None.

Absent—Messrs. Cannon, Peeney—2.

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

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Tues., April 10, 1951.

### 61ST LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Tues., April 10, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Rowlensen: Our Heavenly Father we thank thee for our return to our places of work this day. In thy good providence, we are here to do the work that has been assigned; do thou look down with tender compassion upon us and help us in these most tragic days in the world's history to so perform the task we have to do that we may be conscious not only of our responsibilities to our State but to our God. If in either pleasure or haste we have been indifferent to people about us, let our hearts recover once more true understanding and compassion for others. Help us day by day to speak the word of encouragement and confidence which makes others strong. Let us lose ourselves in serving. May we be eyes for thee, our Father, eyes to see those needing help. May we be ears for thee, ears to catch the faintest human cry for aid. May we be hands for thee, strong hands of restoration. Quicken the aspirations of our hearts and give us strength for attainment.

Bless the Chief Executives of our Nation and our State. In Jesus' name we pray. Amen.

Members present—Messrs. Barnard, Benger, Crossley, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Webb, Mr. Pres. Pro Tem—10.

Members absent—Messrs. Burris, Cabbage, Johnson, Klair, Powell, Reilly, Steen—7.

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

On motion of Mr. Peeney the Senate recessed until 2 p.m. Senate met at expiration of recess at 3:45 p.m.

Messrs. Cabbage, Reilly, Steen, Johnson, Klair, Burris asked to be marked present.

The President announced he was about to sign: **HB 56, HCR 5, HB 8.**

Mr. Cannon introduced **SCR 22**, which on further motion by him was adopted by the Senate and ordered to the House for concurrence: "Making an Appropriation for Expense in Connection with the Work of the General Assembly of the State of Delaware."

Mr. Cabbage moved that the Chairman of the Committee on Printing and Supplies be instructed to notify the Printer to discontinue the Calendar on Tuesdays and Thursdays until further notice. Motion prevailed.

The following Substitute Bill with title the same as the Original Bill, was introduced, given first and second readings by title only, and referred to committee as follows: **SS** for **411**, by Cannon; to Finance.

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 99**—"An Act Appropriating Money to the State Park Commission of Delaware for the Acquisition and the Purchase of the Property in New Castle County Formerly Known as 'Brandywine Springs Park,' and Authorizing the Development and Maintenance of the Property so to Be Acquired as a Public Recreational Area."

**HB 164**—"An Act to Amend Chapter 131 of the Revised Code of Delaware, 1935, as Amended, with Respect to Deficiency in the Number of Jurors."

**HB 165**—"An Act to Amend Chapter 131 of The Revised Code of Delaware, 1935, as Amended, with Respect to Payment of Jurors."

**HB 256**—"An Act to Amend Chapter 55 of the Revised Code of Delaware, 1935, Entitled 'Roads and Bridges' Requiring Certain New Roads Intended to Be Dedicated to Public Use to Be Constructed to Conform to Specifications of the State Highway Department; Violation a Misdemeanor; Jurisdiction; Penalties; State Highway Department Authorized to Make and Publish Rules and Regulations in Conformity Herewith."

**HB 273**—"An Act to Authorize the Levy Court of New Castle to Cancel, Adjust or Abate Certain Suburban Road Liens in Wilmington Manor, New Castle County, Delaware."

**HB 281**—"An Act to Amend Chapter 194, Volume 45, Laws of Delaware, Entitled 'An Act to Reincorporate the Town of Milton' with Respect to the Corporate Limits Thereof."

**HB 282**—"An Act to Amend the Charter of the Town of Bethel as Established by Chapter 282, Volume 46, Laws of Delaware in Relation to the Western Boundary of Said Town."

**HB 288**—"An Act to Amend Chapter 123, of Volume 45, Laws of Delaware, as Amended, Being the Suburban Community Code, with Respect to Petitions to Levy Court for Street Improvement and Time for Filing Such Petitions."

On motion of Mr. Peeney the Senate recessed for 5 minutes.

Senate met at expiration of recess at 4:10 p.m.

On motion of Mr. Klair, **HB 40**—"An Act to Amend an Act Entitled, 'An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown,' Being Chapter 166,

Volume 43, as Amended by Chapter 155, Volume 46, Laws of Delaware, by Authorizing the Town Council of Georgetown to Raise by Taxation a Sum Not in Excess of Fifty Thousand Dollars (\$50,000.00) Yearly to Carry on the Government of the Town and Defray the Expenses Thereof," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Johnson, Klair, Longbotham, Pedrick, Peeney, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Handsberry, Powell, Reilly—3.

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

On motion of Mr. Klair, **HB 115**—"An Act to Amend Chapter 164, Volume 36, Laws of Delaware, Entitled 'An Act to Re-incorporate the Town of Laurel, by Increasing the Salary of Members of the Council,'" 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Powell—1.

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

The President announced he was about to sign: **HB 16, HB 17, HB 49, HB 202, HB 388, HB 8, HB 56, HCR 5.**

On motion of Mr. Klair, **SB 202**—"An Act Appropriating Money to the Delaware Commission for the Blind for the Maintenance and Operation of 'Sunnybrook' a Nursery School for Blind Children," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Longbotham, Powell—2.

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

On motion of Mr. Cannon, **SB 170**—"An Act to Amend Chapter 166 of the Revised Code of Delaware, 1935, as Amended, Relating to the State Highway Department, the Appointment of a Chief Engineer and a Secretary and Authorizing the State Highway Department to Fix the Salaries of the Chief Engineer and the Secretary," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

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

Yeas—Messrs. Crossley, Dolby, Handsberry, Klair, Steen—5.

Nays—Messrs. Barnard, Benger, Burris, Johnson, Reilly, Mr. President Pro Tem—9.

Not Voting—Messrs. Cabbage, Webb—2.

Absent—Mr. Powell—1.

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

On motion of Mr. Cannon, **SB 226**—"An Act to Amend Chapter 156 of the Revised Code of Delaware, 1935, as Amended, Relating to Witness Fees, by Providing for the Payment of Unclaimed Witness Fees into the General Funds of New Castle County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Peeney—1.

Absent—Mr. Powell—1.

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

On motion of Mr. Klair, **SB 102**—"An Act to Amend Chapter 175 of the Revised Code of Delaware, 1935, Relating to the Delaware Workmen's Compensation Law of 1917, as Amended, by Providing for the Application Thereof to Officers and Employees of the Town of Elsmere," 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. Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Barnard—1.

Absent—Mr. Powell—1.

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

On motion of Mr. Cabbage, **SB 152**—"An Act to Amend Chapter 258, Volume 41, Laws of Delaware, 1937, as Amended, Known as the 'Unemployment Compensation Law,'" was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Burris—1.

Absent—Mr. Powell—1.

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

Mr. Powell asked to be marked present.

On motion of Mr. Cannon, **SB 189**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles by Providing for the Transfer of Registration Plates and Number Plates," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Cabbage—1.

Absent—Mr. Longbotham—1.

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

On motion of Mr. Klair, **SB 223**—"An Act Making an Appropriation to the State Board of Agriculture for the Employment of a Full Time Field Man to Collect Milk Samples for Mastitis Analysis," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Longbotham—1.

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



On motion of Mr. Cabbage, **SB 269**—"An Act Amending Article 4 of Chapter 129 of the Revised Code of Delaware, 1935, Relating to Witnesses and Evidence by Providing That Photographic, Microphotographic and Photostatic Copies Shall Be Competent as Business Records," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Longbotham—1.

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

On motion of Mr. Cabbage, **SB 220**—"An Act to Amend Chapter 66 of the Revised Code of Delaware, 1935, as Amended, Relating to the Office of State Bank Commissioner and His Assistants," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Longbotham—1.

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

On motion of Mr. Cabbage, **SB 221**—"An Act in Relation to Investments of Trustees, Guardians and Other Fiduciaries and to Property Taken Over by Them, Being an Amendment to Chapter 117 of the Revised Code of the State of Delaware, as Amended," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Longbotham—1.

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

On motion of Mr. Peeney the Senate adjourned until 11 a.m., Wed., April 11, 1951.

## 62ND LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Wed., April 11, 1951, Pres. Pro Tem R. Allen Cannon presiding.

Prayer by the Chaplain, Rev. Rowlesen: Father God, it is good for us to turn aside from our accustomed activities to engage in worshipful meditation. Here may we be lifted up to the place of high vision where we can see things steadily and see them whole. Here may we touch at least the hem of thy garment and feel thy power renewing our lives.

And while we bow in deep humility here this morning may we receive thy grace for all our human needs. The surface of our lives may seem to desire but temporary and transient things, O God, but the depths of our lives seek thee, eternal and abiding.

"Our hearts are restless until they rest in thee." Grant unto us a deeper and more steadfast consciousness of thy presence in our lives, a craving for knowledge of thee for ourselves and the world, and a desire of heart and energy of will to become and do according to thy purposes.

We believe if we would lend a listening ear to the voice of the Divine, we will go forth from this place in newness of life willing and ready to carry by word and deed the message of a living Christ to a needy, heart-broken world.

Bless these representative men here assembled and give them wisdom. We pray in Jesus' name, Amen.

Members present—Messrs. Barnard, Bengier, Crossley, Cubbage, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. Pres. Pro Tem—13.

Members absent—Messrs. Burris, Johnson, Klair, Powell—4.

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

On motion of Mr. Peeney the Senate recessed until 2 p.m.

Senate met at expiration of recess at 5:20 p.m.

Mr. Cubbage made an announcement relative to Boys' State and urged the Senate Members to help in every possible way to make it a success.

On motion of Mr. Cubbage the Senate adjourned until 11 a.m., Thurs., April 12, 1951.

## 63RD LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Thurs., April 12, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Rowlesen: For the beauty of this day, for these visiting friends we thank you Lord.

From the depths of our hearts we thank you for these representative men of the 116th General Assembly who, in the

rush of business in these the most tragic days of our world's history, found place on their agenda to give space and dedicate this day to the representatives of Boys' State. We pray God's benediction upon them as they perform their duties today as the State Executives. Be with the presiding officer and all his assistants in the deliberations of this day, and when the hour comes for adjournment, may we with one voice say, "It was good to have been here."

Remove from us the sophistication of our age and the skepticism that has come, like frost, to blight our faith and to make it weak. Bring us back to a faith that makes great and strong, a faith that enables us to love and live. We pray for this faith. For these our boys of today will be the men of tomorrow. We pray God bless them and keep them. We pray in Jesus' Name, Amen.

Members present—Messrs. Barnard, Crossley, Cubbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Benger, Burris, Klair, Powell, Steen—5.

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

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 7**; and that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 61**—"An Act to Amend Chapter 176, Revised Code of Delaware, 1935, as Amended, Entitled 'Alcoholic Liquor, Wines and Beer,' by Repealing All of 6195, Sec. 66, in Relation to Sale of Cider in Northwest Fork, Seaford, and Part of Broad Creek Hundreds."

**HB 295**—"An Act to Amend Chapter 70 of the Revised Code of Delaware, 1935, to Provide for Temporary Commitment of Girls to Woods Haven School for Girls."

Mr. Cubbage moved that **SB 152** be reconsidered and restored to Calendar. Motion prevailed.

On motion of Mr. Cubbage the Senate recessed until 2 p.m.

Senate met at expiration of recess at 3:50 p.m., Pres. Pro Tem R. A. Cannon presiding.

Messrs. Benger, Burris, Steen, Powell, Klair asked to be marked present.

On motion of Mr. Peeney, **SB 93**—"An Act to Amend Chapter 301, Volume 46, Laws of Delaware, Entitled 'An Act Providing for the Payment of Pension Benefits to Certain Employees of the County of New Castle, Fixing the Ages of Retirement, Establishing Benefits Payable and the Source of Payment Thereof, Providing for Applications for Pensions and the Procedure to Be Followed with Respect Thereto, Providing

That Pension Benefits Shall Be Free of Attachment and Liability for State and Local Income Taxes and Non-Assignable, and Also Providing for the Reduction of Benefits Under Certain Conditions," 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. Barnard, Benger, Cabbage, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen—12.

Nays—Messrs. Crossley, Dolby, Mr. President Pro Tem—3.

Absent—Messrs. Burris, Webb—2.

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

On motion of Mr. Klair, **HB 155**—"An Act to Amend an Act Entitled, 'An Act Amending, Revising and Consolidating the Charter of the Town of Georgetown,' Being Chapter 166, Volume 43, Laws of Delaware, as Amended, by Authorizing an Increase in the Abatement of Taxes and by Authorizing a Certain Penalty for Non-Payment of Taxes After the Thirty-first Day of May of Each Year," 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. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Powell, Reilly Steen, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Longbotham, Webb—3.

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

On motion of Mr. Powell, **HB 176**—"An Act Authorizing the Commissioners of Bethany Beach, Delaware, to Erect, Construct, Equip, Enlarge, Purchase, Maintain and Operate a Plant or Plants for the Purpose of Furnishing Water to the Inhabitants of the Town of Bethany Beach and Immediate Vicinity Thereof and to Issue Bonds or Other Certificates of Indebtedness Not to Exceed the Sum of \$125,000.00 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. President Pro Tem—15.

Absent—Messrs. Klair, Webb—2.

Nays—None.

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

Mr. Reilly moved that **SS 1** for **SB 170** be reconsidered and restored to the Calendar. Motion prevailed.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 230** (on its merits), **SB 92** (on its merits), **SB 259**, **SB 237**, **SB 288**, **SB 300**, **SB 101**, **SB 258**, **SB 256**, **SB 255**, **SB 257**, **SB 274**, by Revised Statutes; **SB 268**, by Finance.

The following Bills were reported favorably by the majority of the respective committees as follows: **SB 147**, **SB 335**, **SB 336**, **SB 337**, **SB 354**, by Municipal Corporations.

The following Substitute Bills with titles the same as the Original Bills were introduced, given first and second readings by title only, and referred to committees as follows: **SS** for **SB 272**, by Cannon, to Revised Statutes; **SS** for **SB 420**, by Cannon, to Finance; **SS** for **SB 385**, by Longbotham, to Miscellaneous; **SS** for **SB 251**, by Handsberry, to Buildings and Highways.

On motion of Mr. Steen, **SB 166**—"An Act to Amend Section 16, Article 4, of Chapter 129 of the Revised Code of Delaware, 1935, Being Section 4701 Thereof, with Reference to Photographic, Microphotographic and Photostatic Copies of Books of Original Entries," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Webb—1.

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

On motion of Mr. Cabbage, **SB 219**—"An Act to Amend Chapter 77, Article 2, of the Revised Code of Delaware, 1935, with Reference to Photographing, Microphotographing and Photostating as Writing," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Webb—1.

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

On motion of Mr. Steen, **SB 182**—"An Act to Amend Chapter 49 of the Revised Code of Delaware, 1935, Entitled 'Coroners,' in the Respect of Burial of Bodies," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Webb—1.

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

On motion of Mr. Klair, **SB 248**—"An Act to Amend Chapter 175 of the Revised Code of Delaware, 1935, as Amended Entitled 'Delaware Workmen's Compensation Law' by Extending the Provisions for Payments Thereunder, in Relation to Surgical, Medical, Dental and Hospital Services and Supplies," 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. Barnard, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Mr. President Pro Tem—14.

Nays—Messrs. Benger, Burris—2.

Absent—Mr. Webb—1.

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

On motion of Mr. Handsberry, **SB 159**—"An Act to Amend Chapter 209, Volume 40, Laws of Delaware, Relating to the Acquiring of a Legal Settlement in the State of Delaware, by Reducing the Amount of Time Required," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Crossley, Cubbage, Dolby, Handsberry, Johnson, Longbotham, Powell, Reilly, Steen, Mr. President Pro Tem—10.

Nays—Messrs. Barnard, Benger, Burris, Pedrick—4.

Absent—Messrs. Klair, Peeney, Webb—3.

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

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Fri., April 13, 1951.

## 64TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Fri., April 13, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Rowlensen: "Be still and know that I am God."

O God, we would not come into Thy presence carelessly, nor be hurried into words before Thee. We realize that it is not those who say, "Lord, Lord," but those who do Thy will, who offer the real prayer that reaches Thy throne. Teach us the eloquence of the Christian life and the surrendered will. Open our eyes, Lord, that we may see what Thou art doing; and open our ears that we may hear what Thou art saying; and open our hearts that we may take in the message Thou wouldst have us hear.

We thank you, Father God, for the fellowship we have had with these, our Boys. May their presence with us prove a real blessing and a benediction.

God bless them and keep them and may the light of Thy countenance rest upon them and abide with them forever and ever. We pray in Jesus' Name, Amen.

Members present—Messrs. Barnard, Bengier, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Peeney, Steen, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Burris, Longbotham, Powell, Reilly, Webb—5.

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

On motion of Mr. Cabbage the Senate recessed until call of the Chair.

Senate met at expiration of recess at 3:30 p.m.

Mr. Peeney moved that Rule 36 be suspended this Legislative Day. Motion prevailed.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 316** (on its merits), **SB 291** (on its merits), **SB 241** (2 favorably, 2 on its merits, 1 unfavorably), **SB 360**, **SB 334**, **SB 319**, **SB 331**, **SB 352**, **SB 349**, **SB 377**, by Finance; **SB 242** (on its merits), **SB 253** (on its merits), **SB 235** (on its merits), **SB 234** (on its merits), **SB 320**, **SB 260**, by Miscellaneous; **SB 395**, by Buildings and Highways; **SB 359**, by Revised Statutes.

The following Substitute Bills with titles the same as the Original Bills were introduced, given first and second readings by title only, and referred to committees as follows: **SS** for **437**, by Cabbage, to Revised Statutes; **SS** for **157**, by Dolby, to Revised Statutes.

Messrs. Burris, Reilly, Webb, asked to be marked present.

Request that the following be stricken from the Calendar was granted to Member as follows: **SB 24**, Longbotham.

The President announced he was about to sign: **SB 7**, **SCR 14**, **SCR 17**, **SCR 15**, **SCR 19**.

On motion of Mr. Handsberry, **SB 165**—"An Act to Amend Chapter 1 of the Revised Code of Delaware, 1935, Relating to the Construction of the Word Written and the Words in Writing," 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. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Steen, Mr. President Pro Tem—12.

Nays—None.

Absent—Messrs. Burris, Johnson, Klair, Powell, Webb—5.

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

Mr. Powell asked to be marked present.

Request that the following be stricken from the Calendar was granted to Member as follows: **SB 24**, Longbotham.

On motion of Mr. Klair, **SB 240**—"An Act to Amend an Act Known as the 'Unemployment Compensation Act' Being Chapter 258, Volume 41, Laws of Delaware, 1937, as Amended, by Increasing the Amount of Benefits and by Reducing the Eligibility Requirements," 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. Benger, Cabbage, Dolby, Handsberry, Johnson, Klair, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—11.

Nays—Messrs. Barnard, Burris, Crossley, Pedrick, Powell—5.

Absent—None.

Not Voting—Mr. Longbotham—1.

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

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **HB 141**, **HB 140**, by Fish, Oysters and Game; **SB 338** (on its merits), **SB 373**, by Municipal Corporations; **SB**



**327, SB 332**, by Elections; **SB 326**, by Labor; **SB 356** (on its merits), **SB 295** (on its merits), by Education.

Mr. Cabbage moved that Rule 22 be suspended for the balance of this Legislative Day. Motion prevailed.

On motion of Mr. Steen, **SB 275**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, as Amended, Entitled: 'State Revenue' by Abolishing Interest upon Penalties Assessed upon Certain Delinquent Taxes," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Cannon, **SB 287**—"An Act to Amend Chapter 211, Volume 14, Laws of Delaware, 1943, Relating to the State Building and Grounds Commission by Enlarging the Powers and Duties of Said Commission," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Cabbage, **SB 260**—"An Act to Amend Chapter 153 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Offenses Against Religion, Morality and Decency' by Permitting Theaters to Operate Throughout the State on Sundays at Certain Hours," 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. Barnard, Benger, Burris, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Mr. President Pro Tem—14.

Nays—Messrs. Crossley, Peeney, Webb—3.

Absent—None.

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

On motion of Mr. Cannon, **SB 296**—"An Act to Amend Chapter 5 of the Revised Code of Delaware, 1935, as Amended, to Provide for the Transmittal to the Judges' Library of Sussex County of the Copies of the Judicial Reports and Chancery Reports of the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Steen, **SB 74**—"An Act Authorizing the State of Delaware to Transfer Certain Public Lands in the Vicinity of Dewey Beach to the Rehoboth Juniors' Swimming and Sailing Club, Inc.," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Klair, Longbotham—2.

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

The Chair presented the following and referred them to committees as follows: **HB 61**, to Temperance; **HB 295**, to Judiciary.

On motion of Mr. Webb, **SB 306**—"An Act to Amend Chapter 29 of the Revised Code of Delaware, 1935, as Amended by Chapter 73, Volume 44, Laws of Delaware, in Relation to the State Board of Graduate Nurses," 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. Johnson, Reilly, Steen, Webb—4.

Nays—Messrs. Barnard, Benger, Crossley, Cubbage,

Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Mr. President Pro Tem—11.

Absent—Mr. Powell—1.

Not Voting—Mr. Burris—1.

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

On motion of Mr. Steen, **SB 163**—"An Act to Amend Chapter 54, Revised Code of Delaware, 1935, Relating to the State Old Age Welfare Commission, by Placing the Duty of Administering the General Relief Program and the Program of Aid to the Totally and Permanently Disabled in Said Commission and by Increasing the Amount of Assistance Payable to Old Age Person," 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Klair, Longbotham—2.

Not Voting—Mr. Cabbage—1.

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

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Mon., April 16, 1951.

## 65TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Mon., April 16, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Spry: Oh, Thou! Who altered the naming of the years, uplifted womanhood, gave a new dignity to manhood, and made of paramount importance the lives of little children, our confidence in Thee constrains us to believe that Thou can alter and uplift, and hence give a new dignity to the governments of both State and Nation, if the respective lawmaking bodies will accept Thee as their Pilot and Guide in each deliberation.

Therefore, we implore Thy guidance upon our State and Nation.

Be Thou ever near each member of this General Assembly: Grant unto each the strength and endurance of an athlete; the mind of a scholar, and the judgment of a statesman: Yea! may the results of this session prove to all, that they are indeed statesmen, or as said the Great Apostle: "Workmen that needeth not to be ashamed" (II Timothy 2: 15).

In the Master's Name, Amen!

Members present—Messrs. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Reilly—11.

Members absent—Messrs. Burris, Johnson, Powell, Steen, Webb, Cannon—6.

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

On motion of Mr. Cabbage the Senate recessed until 2 p.m.

Senate met at expiration of recess at 4:20 p.m.

Messrs. Powell, Cannon, Webb, Burris, Johnson, Steen, asked to be marked present.

The following Substitute Bills with titles the same as the Original Bills were introduced, given first and second readings by title only, and referred to committees as follows: **SS** for **SB 181**, by Cabbage, to Revised Statutes; **SS** for **SB 152**, by Cabbage, to Revised Statutes.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 459** (on its merits), **SS** for **SB 251**, by Buildings and Highways; **SB 400**, by Rules; **SB 342** (on its merits), **SB 317** (2 on its merits, 2 favorably), **SB 301** (2 on its merits, 2 favorably), **SB 358**, **SB 363**, **SB 343**, **SB 369**, **SB 249**, by Finance; **SB 225**, by Agriculture; **SB 370**, **SB 311**, **SB 431**, **SB 423**, by Judiciary; **SB 374**, by Temperance; **SB 424**, by Claims; **SB 408**, by Municipal Corporations.

On motion of Mr. Cannon, **SB 274**—"An Act to Amend Chapter 165, Revised Code of Delaware, 1935, as Amended, Relating to Motor Vehicles, by Changing the Expiration Date of Operators' and Chauffeurs' Licenses," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Benger, Burris, Crossley, Dolby, Johnson, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—12.

Nays—None.

Absent—Messrs. Barnard, Handsberry, Powell—3.

Not Voting—Messrs. Cabbage, Longbotham—2.

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

On motion of Mr. Klair, **SB 101**—"An Act to Amend Chapter 175, Revised Code of Delaware, 1935, as Amended, Entitled 'Delaware Workmen's Compensation Law,' by Increasing the Payments of Compensation and Burial Expenses Thereunder, and in Respect of the Persons to Whom Compensation for Death Shall Be Paid, and the Allowance of Council

Fees on Appeal," 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. Crossley, Cubbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—Messrs. Benger, Burris, Johnson, Longbotham, Pedrick, Peeney, Powell—7.

Absent—Mr. Barnard—1.

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

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 200** and **SCR 4**; and that the House had passed and requested the concurrence of the Senate in the following Bill:

**HB 145**—"An Act Authorizing the Levy Court of New Castle County to Appropriate Moneys for the Relief of the Indigent Sick Resident in New Castle County."

On motion of Mr. Cannon, **SB 290**—"An Act to Transfer Certain Funds to the General Account of the Georgetown Special School District," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Barnard—1.

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

On motion of Mr. Klair, **SB 258**—"An Act to Amend Chapter 98 of the Revised Code of Delaware 1935, Relative to the Orphans' Court by Providing That Either the President, Vice-President, Secretary or Cashier or Treasurer of a Corporation; or Any One Partner of a Partnership Shall Make the Affidavit for the Probate of Debts," 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. Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Barnard—1.

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

On motion of Mr. Cannon, **SB 352**—"An Act to Amend Chapter 15 of the Revised Code of Delaware, 1935, Relating to the State Treasurer by Establishing the Procedure for Servicing the State Bond Program," 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. Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Powell—1.

Absent—Mr. Barnard—1.

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

Request that the following be stricken from the Calendar was granted to Member as follows: **SB 82**, Klair.

On motion of Mr. Cannon, **HB 4** with **HA 1**—"An Act Appropriating Money to Federally Recognized Units of the Delaware National Guard," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. Pres. Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Steen, **SB 224**—"An Act to Amend Chapter 165, Revised Code of Delaware, 1935, as Amended, with Reference to Motor Vehicles, by Providing That All New Motor Vehicles Licensed in This State After July 1, 1951, Must Be Equipped with Directional Signal Lights," 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. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Messrs. Burris, Johnson—2.

Absent—None.

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

On motion of Mr. Cubbage, **HB 36**—"An Act Authorizing

the Levy Court of Kent County to Appropriate County Monies for the Control of Diseases of Hogs in Kent County," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

Mr. Cabbage moved that **HB 35** be given its third and final reading and placed on passage. On further motion by him and without objection action was deferred.

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Tues., April 17, 1951.

### 66TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Tues., April 17, 1951, Pres. Pro Tem R. A. Cannon, presiding.

Prayer by the Chaplain, Rev. Bundick: Almighty and eternal Father, keep us aware of our constant dependence upon Thee. We know that man does not live by bread alone; that there are deep and inner needs of the soul which Thou only canst fill. In a day when so many are seeking after the things which satisfy not and have no lasting values, may we apply our hearts unto wisdom in the pursuit of that which is eternal. Once again we look to Thee and pray that Thou wilt grant us strength sufficient for the needs of this day. As we trust in Thy forgiveness, so may we forgive those who trespass against us. Help us to bear one another's burdens and thus fulfill the royal law. Through Jesus Christ, our Lord. Amen.

Members present—Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Johnson, Klair, Longbotham, Powell, Steen—5.

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

Mr. Burris moved that Senate Rule 36 be suspended for this Legislative Day.

Mr. Burris announced that the Senior Class of Milford High School would be his guests this Legislative Day, and extended an invitation to the Members of the Senate to have

Luncheon with him and his guests at Mapledale Country Club at 12:30 p.m.

On motion of Mr. Cubbage the Senate recessed until call of the Chair.

Senate met at expiration of recess at 12 noon.

Messrs. Steen, Klair, Longbotham, Johnson asked to be marked present.

Mr. Burris presented the teachers and Senior Class of Milford High School and asked Mr. Cannon to introduce the Democratic members of the Senate, and Mr. Peeney to introduce the Republican members of the Senate.

Mr. Cubbage announced that there would be a Joint Session on Thurs., April 26 at 2 p.m., for the purpose of explanation and discussion of the various re-organization Bills.

On motion of Mr. Cubbage the Senate recessed until 2 p.m.

Senate met at expiration of recess at 2:40 p.m.

Mr. Powell asked to be marked present.

Mr. Peeney moved that Committee reports be read in by number only this day. Motion prevailed.

The following Bills were reported favorably (unless otherwise indicated), by the majority of the respective committees as follows: **SB 451** (on its merits), **SB 452** (on its merits), **SB 453** (on its merits), **SB 292** (on its merits), **SB 293** (on its merits), **SB 323** (on its merits), **SB 324** (on its merits), **SB 341** (on its merits), **SB 359**, **SB 364**, **SB 305**, **SB 309**, **SB 308**, **SB 315**, **SB 329**, **SB 353**, by Revised Statutes; **SB 418** (on its merits), **SB 450**, **SB 442**, **SB 378**, **SB 421**, **SB 434**, **SB 391**, **SB 413**, **SS** for **420**, **SB 414**, **SB 417**, **SJR 3**, **SB 456**, by Finance; **SB 368** (on its merits), by Agriculture; **SB 348** (on its merits), **HB 405**, **SB 283**, **SB 330**, **SB 366**, **SB 361**, by Miscellaneous.

The President announced he was about to sign: **HB 40**, **HB 115**, **HB 155**, **HB 176**.

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 45**—"Making an Appropriation for Telephone Service Charges and Toll Calls in Connection with the Work of the Senate of the 116th General Assembly of the State of Delaware."

**BE IT RESOLVED**, by the Senate, that the following amount be, and it is hereby appropriated, to pay for telephone service charges, and toll calls in connection with the work of the Senate of the 116th Session of the General Assembly of the State of Delaware, which convened January 2 A. D. 1951, and that the State Treasurer be, and he is hereby authorized and directed to pay to the Diamond State Telephone Company the total of the items listed in this resolution, as follows:

Local Service and Equipment and Toll Service and Telegrams .....	\$211.59
Total .....	\$211.59



On motion of Mr. Cabbage, **HB 35**—"An Act Appropriating Money for Uniform Allowance of the Officers of the Delaware National Guard," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Klair—1.

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

The following Substitute Bills with titles the same as the Original Bills were introduced, given first and second readings by title only, and referred to committees as follows: **SS** for **SB 354**, by Crossley, to Municipal Corporations; **SS** for **SB 372**, by Handsberry, to Revised Statutes; **SS** for **SB 349**, by Cannon, to Finance.

On motion of Mr. Peeney, the Senate recessed until call of the Chair.

Senate met at expiration of recess at 4:45 p.m.

On motion of Mr. Webb, **SB 206**—"An Act to Amend Chapter 77, Volume 42, Laws of Delaware, as Amended, by Chapter 12, Volume 43, Laws of Delaware, and Chapter 78, Volume 47, Laws of Delaware, by Designating the Use of Certain of the Funds Derived from Yearly Fishing License Fees Collected by the Board of Game and Fish Commissioners," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Klair—1.

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

On motion of Mr. Cabbage, **SB 268**—"An Act Making an Appropriation to the State Park Commission for the Purpose of Controlling Damage by Beach Erosion," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cabbage,

Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15

Nays—Mr. Burris—1.

Absent—Mr. Klair—1.

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

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 138** and **SB 214**; and that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 160**—"An Act to Enable the Supreme Court of the State of Delaware to Devise and Adopt Criminal Rules of Procedure for the Courts of Oyer and Terminer and the Courts of General Sessions of the State of Delaware."

**HB 190**—"An Act Authorizing the Levy Court of New Castle County to Appropriate County Moneys to the Claymont Fire Company, No. 1, for the Maintenance and Operation of a Motor Vehicle and Equipment for the Use of the 'Rescue Squad' in Answering Emergency Calls to Save Human Life."

**HB 278**—"An Act to Amend Chapter 143 of the Revised Code of Delaware, 1935, Entitled 'Insolvency,' in Reference to the Amount of and Approval of the Bond of Assignee or Assignees in Voluntary Assignment for Benefit of Credit."

**HB 340**—"An Act to Amend an Act Entitled 'An Act to Re-incorporate the Town of Selbyville,' Being Chapter 166, Volume 37, Laws of Delaware, as Amended, by Increasing the Amount of Salary That May Be Paid Per Annum to the Mayor, Clerk and Councilmen of 'The Mayor and Council of the Town of Selbyville.'"

**HB 371**—"An Act to Amend Chapter 154 of the Revised Code of Delaware 1935, as Amended Relating to the Discharge of Air Rifles in Residential Areas Outside the Limits of Incorporated Cities or Towns; Penalty."

**HB 448**—"An Act to Amend an Act Entitled 'An Act to Establish a Board of Water and Light Commissioners for the City of New Castle' Chapter 121, Volume 32, Laws of Delaware, by Extending to Three Miles Beyond the Corporate Boundaries of the City of New Castle the Territory in Which the Mayor and Council of New Castle, Acting Through the Board of Water and Light Commissioners of New Castle May Supply Water."

Mr. Crossley moved that the Senate have a Calendar every day. Motion prevailed.

On motion of Mr. Handsberry, **SB 285**—"An Act to Amend Chapter 119 of the Revised Code of Delaware, 1935, Relating to 'Justice of the Peace,' by Increasing the Fine for Assault and Battery," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Powell—1.

Absent—Mr. Klair—1.

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

On motion of Mr. Cannon, **SB 288**—"An Act to Amend Chapter 160, Revised Code of Delaware, 1935, Relating to the State Housing Board and Housing Authority by Altering the Qualifications of the Members of the Board and the Organization of the Board," 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. Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—10.

Nays—Messrs. Barnard, Benger, Burris, Longbotham, Pedrick, Peeney, Powell—7.

Absent—None.

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

The President announced he was about to sign: **SCR 4, SB 200**.

On motion of Mr. Steen, **SB 320**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, to Permit the Issuance, Suspension or Revocation of Restricted Operator's or Chauffeur's Licenses," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—17.

Nays—None.

Absent—None.

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

On motion of Mr. Reilly, **SB 307**—"An Act to Amend Chapter 165, Revised Code of Delaware, 1935, with Reference to Motor Vehicles by Providing That Certain Trucks Shall Drive on the Right Hand Side of the Highway in Certain

Areas," 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. Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Klair—1.

Absent—Mr. Barnard—1.

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

Request that the following be stricken from the Calendar was granted to Member as follows: **SB 460**, Klair.

On motion of Mr. Cannon, **SB 334**—"An Act to Amend Chapter 364, Volume 47, Laws of Delaware, Entitled 'An Act Providing a Method for the Appropriation and Allocation of Funds for the Maintenance, Support and Operation of the Free Public Schools of the State; and Granting to the Permanent Budget Commission and the State Board of Education Certain Powers and Authority to Regulate the Distribution of Funds Appropriated by Changing the Time When the Number of Units in Each School District Shall Be Calculated,'" 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. Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Barnard—1.

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

On motion of Mr. Cabbage, **SB 359**—"An Act to Amend Chapter 6 of the Revised Code of Delaware, 1935, Entitled 'State Revenue' by Providing That the Secretary of State May Issue and Make a Charge for Photostatic Copies of Instruments Furnished by His Office as well as for Original Copies," 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. Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Barnard—1.

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

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Wed., April 18, 1951.

### 67TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Wed., April 18, 1951, Lt. Gov. Bayard presiding.

Prayer by the Chaplain, Rev. Bundick: Almighty God, whose eyes are upon all our ways: we beseech Thee to bless us as we enter into the work of this session. Help us to remember the sacredness of our trust and the importance of our duties. Grant us that liberty and freedom which opens our minds to the truth. Enlarge our sympathies and make us sensitive to human need. Through Jesus Christ, our Lord. Amen.

Members present—Messrs. Benger, Crossley, Cabbage, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Webb, Mr. Pres. Pro Tem—11.

Members absent—Messrs. Barnard, Burris, Johnson, Klair, Powell, Steen—6.

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

On motion of Mr. Cannon the Senate recessed until call of the Chair.

Senate met at expiration of recess at 5 p.m., Pres. Pro Tem Cannon presiding.

Messrs. Johnson, Barnard, Steen, Klair, Burris, Powell asked to be marked present.

Mr. Cannon introduced **SCR 23**, which on further motion by Mr. Cabbage was adopted and ordered to the House for concurrence: **SCR 23**—"In Reference to Adjournment Sine Die."

On motion of Mr. Dolby, **SB 356**—"An Act Providing for the Election of Boards of School Trustees of School Districts and Boards of Education of Special School Districts in New Castle County Exclusive of the School Districts of Middletown and Rose Hill-Minquadale and the Claymont Special School District," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Crossley, Cabbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—Messrs. Barnard, Benger, Longbotham, Peeney, Powell—5.

Absent—Mr. Pedrick—1.

Not Voting—Messrs. Burris, Johnson—2.

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

On motion of Mr. Reilly, **SB 295**—"An Act to Amend Chapter 202, Volume 37, Laws of Delaware, 1931, Entitled 'An Act to Amend Chapter 163, Volume 32, Laws of Delaware, Entitled "An Act to Further 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' by Providing for the Election of the Members of the Board of Public Education in Wilmington; Qualifications and Method of Election of Members," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

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

Yeas—Messrs. Crossley, Cubbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—Messrs. Barnard, Benger, Burris, Johnson, Longbotham, Peeney, Powell—7.

Absent—Mr. Pedrick—1.

So the question was decided in the affirmative, and the Bill with **SA 1** having received the required constitutional majority, passed the Senate and was ordered to the House for concurrence.

On motion of Mr. Klair, **SB 169**—"An Act to Provide for the Use of Voting Machines in Elections, to Provide for the Method of Their Adoption and Their Acquisition, to Authorize Counties to Issue Bonds to Permit Their Purchase, to Provide for Their Handling and Care and the Method of Conducting Elections in Which They Are Used," 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. Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—13.

Nays—Messrs. Barnard, Powell—2.

Absent—Messrs. Benger, Pedrick—2.

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

On motion of Mr. Handsberry, **SB 222**—"An Act to Amend Chapter 74 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' by Providing for Special Dog Training Areas, Making It Unlawful to Violate the Same and Providing Penalties 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. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Johnson, Klair, Longbotham, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Cabbage—1.

Absent—Mr. Pedrick—1.

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

On motion of Mr. Klair, **SB 283**—"An Act to Require Every Person, Association or Corporation Selling Houses Prior to Completion Through Use of a Sample House to Post Bond Guaranteeing Duplication of the Sample House; Penalty for Violation," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

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

Yeas—Messrs. Crossley, Cabbage, Dolby, Handsberry, Klair, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—10.

Nays—Messrs. Barnard, Benger, Burris, Johnson, Peeney—5.

Absent—Messrs. Pedrick, Longbotham—2.

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

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Thurs., April 19, 1951.

## 68TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Thurs., April 19, 1951, Pres. Pro Tem Cannon presiding.

Prayer by the Chaplain, Rev. Spry: O Thou, Who art willing to commune with us in the Sanctuary, and walk with us in the cool of the garden; and Who watches over us as we sleep: make us to know that Thou, and Thou alone art sufficient for our needs.

We are grateful unto Thee Father; that Thou has blessed us with a reasonable degree of health and strength, while many who are as good by nature, and even better by practice are not so blessed.

We would thank Thee for this day, and for all that it may mean unto us. Help us to see each opportunity it offers, and give us the courage to seize the same.

Be Thou ever mindful of these our colleagues, especially when the way is dim, or as we sometimes say: "When the going is hard." Lead Thou them into the conscientiousness that: "There is a Heart that understands; that there are Hands outstretched to grasp our own; and there are Eyes to smile into our eyes as we walk and commune with Him." Amen.

Members present—Messrs. Barnard, Benger, Cubbage, Dolby, Handsberry, Longbotham, Pedrick, Peeney, Reilly, Mr. Pres. Pro Tem—10.

Members absent—Messrs. Burris, Crossley, Johnson, Klair, Powell, Steen, Webb—7.

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

On motion of Mr. Cubbage the Senate recessed until call of the Chair.

Senate met at expiration of recess at 3:15 p.m., Lt. Gov. Bayard presiding.

Messrs. Powell, Steen, Crossley, Klair, Johnson, Burris, Webb asked to be marked present.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 19, SB 37, SB 56, SB 59, SB 97**; and that the House had passed and requested the concurrence of the Senate in the following Bills.

**HB 232**—"An Act to Amend Chapter 60, Revised Code of Delaware, 1935, as Amended, Entitled 'General Elections,' in Relation to the Number of Ballots to Be Printed and How Distributed."

**HB 290**—"An Act to Amend Chapter 151, Volume 47, Laws of Delaware, the Short Title of Which Is the "Uniform Contribution Among Tortfeasors Act."

**HB 306**—"An Act to Amend an Act Entitled 'An Act to Provide for the Establishment of a Permanent Budget Commission and Defining the Powers and Duties Thereof,' Being Chapter 204, Volume 42, Laws of Delaware, 1935, as Amended, in Reference to Estimates of Anticipated Expenditures Submitted by Any Agency of This State."

**HB 443**—"An Act to Protect the Health and Safety of the Civilian Population During an Emergency Period."

The Chief Clerk of the House informed the Senate that the House had passed and requested the concurrence of the Senate in the following Resolution: **HCR 6**—"Relative to General of the Army Douglas MacArthur."

Mr. Cannon moved that House Bills be read by title only. Motion prevailed.

The Chair presented the following Bills which were given first and second readings and referred to committees as follows: **HB 99, HB 190**, to Finance; **HB 145**, to Public Health; **HB 160, HB 164, HB 165**, to Judiciary; **HB 256, HB 273**, to Buildings and Highways; **HB 278**, to Banking and Insurance;



**HB 281, HB 282, HB 340, HB 448**, to Municipal Corporations; **HB 288, HB 371**, to Miscellaneous.

On motion of Mr. Cannon, **SB 257**—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1944-45, as Amended, Known as 'Delaware State Employees' Pension Act,' by Increasing the Maximum Amount of Pension Benefits, and by Redefining 'Monthly Retiring Salary' and the 'Covered Employment' Requirement for Disability Pensions," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Messrs. Bengier, Burris—2.

Absent—Mr. Peeney—1.

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

On motion of Mr. Handsberry, **SB 292**—"An Act to Amend Chapter 43 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Levy Courts' by Repealing the Requirement for Newspaper Publication of Delinquent Tax Lists," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Bengier, Crossley, Cubbage, Dolby, Handsberry, Klair, Pedrick, Reilly, Steen, Webb, Mr. President Pro Tem—11.

Nays—Messrs. Barnard, Burris, Johnson, Longbotham, Powell—5.

Absent—Mr. Peeney—1.

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

On motion of Mr. Handsberry, **SB 293**—"An Act to Amend Chapter 45 of the Revised Code of Delaware, 1935, as Amended, Entitled 'County Treasurers and Collection of Taxes' by Repealing the Requirement for Newspaper Publication of Delinquent Tax Lists," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Bengier, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Messrs. Burris, Johnson—2.

Absent—Mr. Peeney—1.

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

On motion of Mr. Cannon, **SB 259**—"An Act to Amend Chapter 104, Volume 45, Laws of Delaware, 1944-45, as Amended, Known as 'Delaware State Employees' Pension Act,' by Providing That an Employee Shall Be Considered to Have Been in 'Covered Employment' for Any Period or Periods During Which He was Employed by Any County or Municipality of This State under Certain Conditions," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Cannon, **SB 305**—"An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, with Reference to Motor Vehicles by Providing for the Registration of Vehicles Owned by the Government of the United States When Such Vehicles Are Under Lease with Right of Purchase in the Lessee," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Cabbage, **SB 308**—"An Act to Amend Chapter 54 of the Revised Code of Delaware, 1935, as Amended, Relating to the State Old Age Welfare Commission," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham,

Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem  
—16.

Nays—None.

Absent—Mr. Peeney—1.

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

Mr. Crossley introduced the following Resolution, which on further motion by him was adopted: **SB 46**—"Relative to Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the State Senate."

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

To The Sussex Countian, Georgetown, Delaware, Three Thousand Two Hundred and Eighty-two Dollars and Forty Cents (\$3,282.40), being part payment on account for above.

On motion of Mr. Cabbage, **SB 309**—"An Act to Amend Chapter 288, Volume 47, Laws of Delaware, 1949, by Authorizing the State Treasurer to Liquidate Investments Previously Transferred from the Sinking Fund to the General Fund," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem  
—16.

Nays—None.

Absent—Mr. Peeney—1.

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

Request that the following be stricken from the Calendar was granted to Member as follows: **SB 425**, Klair.

On motion of Mr. Cabbage, **SB 323**—"An Act to Amend Chapter 148, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act to Create a Department of Elections for Kent County' by Raising the Limit of Compensation for the Members and Secretary of the Department of Elections for Kent County," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley,

Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Cabbage—1.

Absent—Mr. Peeney—1.

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

On motion of Mr. Cannon, **SB 324**—"An Act to Amend Chapter 149, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act to Create a Department of Elections for Sussex County' by Raising the Limit of Compensation for the Members and Secretary of the Department of Elections for Sussex County," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Reilly, **SB 327**—"An Act to Amend Chapter 56, of the Revised Code of Delaware, 1935, as Amended, by Providing for a General Registration of Qualified Voters in the Year 1952, and Every Fourth Year Thereafter, and Providing for a Supplementary Registration of Qualified Voters in the Year 1954, and Every Fourth Year Thereafter," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cabbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Mr. Powell—1.

Absent—Messrs. Burris, Peeney—2.

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

On motion of Mr. Reilly, **SB 329**—"An Act to Amend Chapter 160 of the Revised Code of Delaware, 1935, as Amended, Relating to Housing and Known as the 'Housing Authority Law' by Adding Definitions of the Terms 'Slum' and 'Persons of Low Income' and by Redefining the Term 'Project,'" was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Burris, Peeney—2.

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

On motion of Mr. Crossley, **SB 332**—"An Act to Amend Chapter 56 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Registration of Voters' by Changing and Increasing the Number of Days for the Registration of Voters," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Johnson, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Klair, Peeney—3.

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

On motion of Mr. Reilly, **SB 335**—"An Act to Amend Chapter 167, Volume 45, Laws of Delaware, as Amended, Entitled 'An Act Providing for the Payment of Pensions and Death Benefits to Members of the Bureau of Fire and Bureau of Police of the Department of Public Safety of the City of Wilmington' by Terminating Eligibility Thereunder and Granting Those Presently Thereunder the Option to Return to Coverage Under Chapter 113, Volume 32, Laws of Delaware, as Amended, and Chapter 118, Volume 33, Laws of Delaware, as Amended," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Dr. Benger—1.

Absent—Messrs. Burris, Peeney—2.

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

On motion of Mr. Reilly, **SB 336**—"An Act to Amend Chapter 118, Volume 33, Laws of Delaware, as Amended, Entitled 'An Act Providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public

Safety of the City of Wilmington' by Returning Certain Members of the Bureau of Fire in the City of Wilmington to Coverage Thereunder," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Dr. Benger—1.

Absent—Messrs. Burris, Peeney—2.

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

On motion of Mr. Reilly, **SB 337**—"An Act to Amend Chapter 113, Volume 32, Laws of Delaware, as Amended, Entitled 'An Act Providing for a Police Pension Fund for Members of the Police Force of the City of Wilmington' by Returning Certain Members of the Police Force in the City of Wilmington to Coverage Thereunder," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Mr. President Pro Tem—12.

Nays—Dr. Benger—1.

Absent—Messrs. Burris, Peeney, Johnson, Webb—4.

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

On motion of Mr. Reilly, **SB 451**—"An Act to Amend an Act Providing for the Payment of Pensions and Death Benefits to Members of the Bureau of Fire and Bureau of Police of the Department of Public Safety of the City of Wilmington (the Same Being Chapter 167 of Volume 45, Laws of Delaware)," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Peeney, Johnson—3.

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

On motion of Mr. Reilly, **SB 452**—"An Act to Amend

Chapter 113, Volume 32, Laws of Delaware, as Amended, Entitled 'An Act Providing for a Police Pension Fund for Members of the Police Force of the City of Wilmington,' by Providing Additional Benefits for Total or Partial Disability Under Certain Conditions," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Johnson, Peeney—3.

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

On motion of Mr. Reilly, **SB 453**—"An Act to Amend Chapter 118, Volume 33, Laws of Delaware, as Amended, Entitled 'An Act Providing for a Firemen's Pension Fund for Members of the Bureau of Fire of the Department of Public Safety of the City of Wilmington' by Providing Additional Benefits for Total or Partial Disability Under Certain Conditions," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Peeney—1.

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

On motion of Mr. Burris, **SB 330**—"An Act to Permit Recipients of Old Age Pensions to Retain Automobiles Titled in Their Names at the Time They Become Eligible for the Pension," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Peeney—1.

So the question was decided in the affirmative, and the Bill

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

On motion of Mr. Klair, **SB 421**—"An Act to Amend Chapter 207, Volume 47, Laws of Delaware, 1949, Entitled 'An Act Making an Appropriation to the Ferris School for Boys for the Erection of a Dormitory Cottage and a Building for Vocational Training' by Providing That a Part of the Funds so Appropriated May Be Used for Furnishing and Equipping Said Dormitory Cottage," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Peeney, Longbotham—2.

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

On motion of Mr. Crossley, **HB 86**—"An Act to Amend Chapter 142, Revised Code of Delaware, 1935, Entitled 'Landlord and Tenant' in Relation to the Time of Notice to Quit Farm Land in Kent and Sussex Counties," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Mr. Powell—1.

Absent—Mr. Peeney—1.

Not Voting—Mr. Burris—1.

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

On motion of Mr. Steen, **SB 342**—"An Act Appropriating the Sum of Five Thousand Dollars to the Delaware Commission of Shell Fisheries for the Purchase and Planting of Oyster Shells and Plants in the Waters of Indian River Bay," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley,



Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Peeney, Powell—2.

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

On motion of Mr. Steen, **SB 343**—"An Act to Provide for the Coverage of Certain Officers and Employees of the State and Local Governments, Housing Authorities and Other Political Subdivisions Under the Old-Age and Survivors Insurance Provisions of Title II of the Federal Social Security Act, as Amended, and Providing for an Appropriation to Carry This Act into Effect," was taken up for consideration and read a third time by title and enacting clause in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Johnson, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Peeney—1.

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

The following Bill was reported favorably by the majority of the respective committee as follows: **SS 1** for **SB 354**, by Municipal Corporations.

The following Substitute Bills with titles the same as the Original Bills were introduced, given first and second readings by title only, and referred to committees as follows: **SS 1** for **SB 365**, by Cannon, to Finance; **SS 1** for **SB 284**, by Crossley, to Printing and Supplies.

On motion of Mr. Cubbage the Senate adjourned until 11 a.m., Fri., April 20, 1951.

## 69TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Fri., April 20, 1951, Pres. Pro Tem R. A. Cannon presiding

Prayer by the Chaplain, Rev. Spry: In a world that is reeling in helplessness we look to Thee, our Father for guidance. Grant us faith, not of words but of deeds.

We thank Thee for the privilege of leadership. Make us ever conscious of the obligations it involves.

Give us strength for every task, in the end a sense of duty well done. Through Jesus Christ, Our Lord, Amen.

Members present—Messrs. Barnard, Benger, Crossley,

Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Webb, Mr. Pres. Pro Tem—12.

Members absent—Messrs. Burris, Johnson, Powell, Reilly, Steen—5.

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

On motion of Mr. Cubbage the Senate recessed until 2 p.m.

Senate met at expiration of recess at 3:15 p.m., Lt. Gov. Bayard presiding.

Messrs. Powell, Steen, Reilly, Burris asked to be marked present.

Mr. Cannon moved that Rule 22 be suspended this day. Motion prevailed.

The Chief Clerk of the House informed the Senate that the House had concurred in **SB 107, SB 113, SB 118, SB 136, SB 137** with **SA 1, SB 156, SB 208**; and that the House had passed and requested the concurrence of the Senate in the following Bills:

**HB 132**—"An Act Directing the State Highway Department of the State of Delaware to Construct Vehicular Crossways at Certain Places on All Dual Highways in the State of Delaware."

**HB 421**—"An Act Authorizing and Directing the State Treasurer of the State of Delaware to Transfer to the Commissioners of Lewes, a Municipal Corporation of the State of Delaware, the Sum of \$62,046.80 Constituting the Amount Awarded by the District Court of the United States of America, in and for the District of Delaware, from the Condemnation of 1010.8 Acres, More or Less, of Land Situate in Sussex County."

On motion of Mr. Cannon, **HB 65**—"An Act Authorizing the Levy Court of Kent County to Appropriate County Monies to the Harrington Volunteer Fire Company for the Maintenance of an Ambulance," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Burris, Johnson, Peeney—3.

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

On motion of Mr. Cannon, **HB 88**—"An Act Authorizing the Levy Court of Kent County to Appropriate County Monies to the Cheswold Volunteer Fire Company for the Maintenance

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

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

Yeas—Messrs. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Burris, Johnson—2.

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

On motion of Mr. Klair, **HB 116**—"An Act to Authorize Mayor and Council of Laurel to Borrow Not Exceeding \$100,000.00, and to Issue Bonds to Secure the Payment Thereof, for the Purpose of Extending Sewer and Water Lines, Installation of a New Water Well and the Broadening of Spruce Street in the Town of Laurel," 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. Barnard, Benger, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Burris, Johnson—2.

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

On motion of Mr. Webb, **HB 140**—"An Act to Amend Chapter 74, Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game' by Repealing the Provision Pertaining to the Killing of Wild Turkeys," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—16.

Nays—None.

Absent—Mr. Johnson—1.

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

On motion of Mr. Webb, **HB 141**—"An Act to Amend Chapter 74, Revised Code of Delaware, 1935, as Amended, Entitled 'Fish, Oysters and Game,' by Repealing the Provision Pertaining to the Killing of Hungarian Partridge or Pheasant,"

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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Johnson—1.

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

On motion of Mr. Peeney, **SB 338**—"An Act to Amend Chapter 269, Volume 47, Laws of Delaware, Entitled 'An Act to Authorize the Mayor and Council of Wilmington to Provide for the Planning, Acquisition, Purchase, Construction, Reconstruction, Improvement, Betterment, Extension, Operation, and Maintenance of Revenue-Producing Undertakings for the Collection, Treatment, and Disposal of Sewage, Waste, Garbage, and Storm Water; Authorizing the Exercise of the Power of Eminent Domain and the Fixing of Rates in Connection with Such Undertakings; Authorizing and Regulating the Issuance of Revenue Bonds for Financing Such Undertakings; Providing for the Payment of Such Bonds and the Rights of the Holders Thereof; and Making an Appropriation to the Mayor and Council of Wilmington for Sewage Treatment Plants' by Providing a Mode of Procedure for the Taking of Any Land, Buildings, Franchise, Easement, or Other Property by Exercise of Eminent Domain," 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. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Johnson—1.

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

On motion of Mr. Cannon, **HB 158**—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in Kent County," was taken up for consideration and read 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. Barnard, Benger, Burris, Crossley,

Cubbage, Dolby, Handsberry, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Johnson and Longbotham—2.

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

On motion of Mr. Klair, **HB 241**—"An Act to Amend Chapter 186, Volume 23, Laws of Delaware, Entitled 'An Act to Incorporate the Town of Ellendale,' by Authorizing the Town of Ellendale to Borrow Not Exceeding Six Thousand Dollars (\$6,000.00) and to Issue Bonds to Secure the Payment Thereof," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cubbage, Dolby, Handsberry, Klair, Pedrick, Peeney, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—None.

Absent—Messrs. Johnson, Longbotham, Powell—3.

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

On motion of Mr. Handsberry, **SJR 3**—"Appropriating Monies to Pay Certain Claims Relating to the Expenses of the Supreme Court," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—Mr. Cubbage—1.

Absent—Mr. Johnson—1.

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

On motion of Mr. Klair, **SB 242**—"An Act Prohibiting the Levy Court of New Castle County from Making Any Payments to the New Castle County Workhouse on and After July 1, 1951, Unless at That Time All Employees of Said Workhouse Have Been Paid Their Wages and Salaries in Full Through May 31, 1951," 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. Crossley, Cubbage, Dolby, Handsberry, Klair, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—10.

Nays—Messrs. Barnard, Benger, Burris, Longbotham, Pedrick, Peeney—6.

Absent—Mr. Johnson—1.

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

The following Bills were reported favorably by the majority of the respective committees as follows: **SB 415**, **SS 1** for **SB 349**, by Finance.

Mr. Powell announced that he had received a telephone call from Mr. Johnson, who was necessarily absent to apply for membership in the Wilmington Fire Department.

On motion of Mr. Webb, **SB 316**—"An Act to Provide for the Construction of Two Tidewater Gates Near 'River Road,' 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. Barnard, Burris, Crossley, Cubbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Not Voting—Dr. Bengert—1.

Absent—Mr. Johnson—1.

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

Mr. Peeney moved that **SB 373** be given its third and final reading and placed on passage.

Mr. Cubbage requested that action be deferred on **SB 373**.

Without objection action was deferred.

On motion of Mr. Cannon, **SB 319**—"An Act to Create a State Insurance Fund, Establishing the Department of State Insurance and Setting Forth Its Powers and Duties, and Making an Appropriation Therefor," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Crossley, Cubbage, Dolby, Handsberry, Klair, Reilly, Steen, Webb, Mr. President Pro Tem—9.

Nays—Messrs. Barnard, Bengert, Longbotham, Pedrick, Peeney, Powell—6.

Absent—Messrs. Burris, Johnson—2.

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

On motion of Mr. Cubbage, **SB 353**—"An Act to Amend Chapter 150 of the Revised Code of Delaware, 1935, as Amended, Entitled 'Offenses Against Private Property' by Increasing the Penalty for Wrongfully Felling, Cutting, or Injuring Any Tree or Sapling of Another and the Damages Recoverable

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. Crossley, Cabbage, Dolby, Handsberry, Klair, Reilly, Webb, Mr. President Pro Tem—8.

Nays—Messrs. Barnard, Benger, Burris, Longbotham, Pedrick, Peeney, Powell, Steen—8.

Absent—Mr. Johnson—1.

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

On motion of Mr. Crossley, SS for **SB 354**—"An Act to Amend Chapter 138, Volume 41, Laws of Delaware, 1937, Entitled 'An Act to Reincorporate the Town of Clayton,' Providing for the Organization Meeting of Council, the Election Thereat of Town Officers, Prescribing the Duties of President of Council and Providing for Compensation of Members of Council as Such and for Specific Services," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

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

Yeas — Messrs. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Johnson, Longbotham—2.

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

Request that the following be restored were granted to Member as follows: **SB 353**, Cabbage.

On motion of Mr. Cabbage, **SB 366**—"An Act Providing for the Employment of Unemployed Employables by the State, Counties or Municipalities Under Certain Conditions," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—15.

Nays—None.

Absent—Messrs. Johnson, Longbotham—2.

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

On motion of Mr. Cannon, **SB 414**—"An Act to Amend

Chapter 170 of Volume 46, Laws of Delaware, 1947, and Chapter 304 of Volume 47, Laws of Delaware, 1949, Both Appropriating Monies for Delayed and Essential Repairs and Maintenance to and of Certain State Institutions, by Directing Certain of Such Unexpended Monies to Revert to the General Fund of the State Treasury," 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. Barnard, Bengier, Crossley, Cubbage, Dolby, Handsberry, Klair, Pedrick, Reilly, Steen, Webb, Mr. President Pro Tem—12.

Nays—Messrs. Burris, Peeney, Powell—3.

Absent—Messrs. Johnson, Longbotham—2.

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

On motion of Mr. Cannon, **SB 415**—"An Act to appropriate Moneys to Certain Hospitals in the State of Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas — Messrs. Barnard, Bengier, Burris, Crossley, Dolby, Handsberry, Klair, Longbotham, Pedrick, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Mr. Peeney—1.

Not Voting—Mr. Cubbage—1.

Absent—Mr. Johnson—1.

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

On motion of Mr. Cannon, **SB 417**—"An Act to appropriate Funds to Provide for Adequate Drainage of Lands Near the Frederick Douglass School, Seaford, Delaware," was taken up for consideration and read a third time by paragraphs in order to pass the Senate.

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

Yeas—Messrs. Bengier, Burris, Crossley, Cubbage, Dolby, Handsberry, Klair, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem—14.

Nays—Messrs. Barnard, Longbotham—2.

Absent—Mr. Johnson—1.

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

On motion of Mr. Handsberry, **SB 431**—"An Act to Amend Chapter 101, Volume 47, Laws of Delaware, 1949, Relating to Judicial Reports," 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. Barnard, Benger, Burris, Crossley, Cabbage, Dolby, Handsberry, Klair, Longbotham, Pedrick, Peeney, Powell, Reilly, Steen, Webb, Mr. President Pro Tem —16.

Nays—None.

Absent—Mr. Johnson—1.

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

Mr. Cannon introduced the following Resolution, which on further motion by him was adopted: **SR 47**—"Authorizing Payment on Account to Attaches and Employees of the Senate."

**BE IT RESOLVED**, by the Senate of the 116th General Assembly that the State Treasurer be and he hereby is authorized and directed to pay to any attache or employee (excluding any Chaplain or Chaplains), 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 of Eight Hundred Dollars (\$800.00) to any one person, on account of services to the present Session of the Senate. Any such sums so paid shall be charged against the salary of the individual attache or employee to whom such sum or sums are paid, and shall be a part of the expenses of this Session of the Senate.

The following Substitute Bill with title the same as the Original Bill was introduced, given first and second readings by title only; and referred to committee as follows: **SS** for **SB 446**, by Benger, to Finance.

On motion of Mr. Cabbage the Senate adjourned until 11 a.m., Mon., April 23, 1951.

## 70TH LEGISLATIVE DAY

Senate met pursuant to adjournment at 11 a.m., Mon., April 23, 1951, Pres. Pro Tem R. A. Cannon presiding.

Prayer by the Chaplain, Rev. Bundick: Almighty God, accept our unfeigned thanks for thy many blessings. Send forth Thy spirit into our hearts and grant us strength for every task. May we have grace to face the problems of life with honest motives and without bias. Inform our minds with Thy truth and our hearts with Thy righteousness. Exalt our purposes that our lives may be dedicated to a service whose rewards are eternal. Through Jesus Christ, our Lord. Amen.

Members present—Messrs. Barnard, Cabbage, Dolby, Handsberry, Pedrick, Peeney, Reilly, Mr. Pres. Pro Tem—8.

In the absence of a quorum, the Chair declared a recess until call of the Chair.

Senate met at expiration of recess at 3:10 p.m., Lt. Gov. Bayard presiding.

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

Messrs. Klair, Crossley, Longbotham, Burris, Steen, Webb, Powell asked to be marked present.

Mr. Cannon presented a report from the Permanent Budget Commission and moved that it be made a part of the Journal. Motion prevailed.

State of Delaware  
PERMANENT BUDGET COMMISSION  
Dover, Delaware

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

Gentlemen:

Pursuant to the provisions of Chapter 204, Volume 42, Laws of Delaware, I am transmitting to you herewith report of the Budget Commission, covering the period from January 1, 1949 to June 30, 1950.

Respectfully submitted,  
BUDGET COMMISSION  
(Signed) Elbert N. Carvel  
Chairman

**REPORT OF BUDGET COMMISSION TO THE  
ONE HUNDRED AND SIXTEENTH GENERAL ASSEMBLY  
of the  
STATE OF DELAWARE**

To the Honorable Members of the  
116th General Assembly of the State of Delaware  
Dover, Delaware

Gentlemen:

Pursuant to the provisions of Chapter 204, Volume 42, Laws of Delaware, 1939, a report is submitted herewith pertaining to the functions and activities of the State Budget Commission for the period from January 1, 1949 to June 30, 1950.

Budget Commission, composed of the Governor, the Secretary of State, State Tax Commissioner, Auditor of Accounts and State Treasurer held eighteen regular meetings and three special meetings during the period under review.