

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 542**. The motion prevailed by voice vote.

Mr. Eskridge moved that **HB 542**—"An Act Appropriating Funds to the State Police Pension Fund to pay Retired State Policemen Authorized Monthly Pensions and to Reimburse Loans Made Previously to the Fund for that Purpose," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call Revealed:

YEAS—Messrs. Annett, Atkins, Best, Blendt, Busker, Casey, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis, Quigley, Younger—4.

PRESENT—Messrs. Bartleson, Correll, Downs—3.

HB 542 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **HB 543**—"An Act to amend Title 11, Section 8322, Delaware Code, by Eliminating the Requirement Exacted From the State Highway Department to make up Deficiencies in the Police Retirement Fund."

It was given its first and only reading by title only in its entirety and assigned to Judiciary Committee.

Mr. Shockley introduced **HB 544**—"An Act to amend Chapter 398, Volume 53, Laws of Delaware, Entitled "An Act Authorizing the State of Delaware to Borrow A Certain Sum of Money for Capital Improvements and Expenditures in the Nature of Capital Investments for the use of the State Board of Trustees of the Delaware State Hospital At Farnhurst and to Issue Bonds and Notes Therefor."

It was given its first and only reading by title only in its entirety and assigned to Public Buildings and Highways Committee.

Mr. Exley introduced **HR 158**—"Authorizing the Payment of Certain Expenses of the House of Representatives for the Printing of Bill and Resolution Backers." It was given its first and only reading in its entirety. It was regu-

larly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 158** be adopted by voice vote. The motion prevailed.

The personal privilege of the floor was granted to Mr. Tribbitt, Mr. Busker presiding.

After presenting his remarks, Mr. Tribbitt resumed his place as presiding officer.

Mr. Dineen introduced **HB 545**—"An Act Making A Supplementary Appropriation to the State Board of Education for the Fiscal Year Ending June 30, 1964, for the Additional Cost of Transporting School Children."

It was given its first reading by title only and assigned to Appropriations Committee.

Mr. Dineen introduced **HB 546**—"An Act to amend Section 5105, Title 14, Delaware Code, Relating to the Composition and Selection of the Board of Trustees of the University of Delaware."

It was given its first reading by title only and assigned to Education Committee.

Mr. Lowe introduced **HB 547**—"An Act to amend Chapter 53, Title 30, Delaware Code, Relating to Cigarette Taxes and Licenses."

It was given its first reading by title only and assigned to Revenue and Taxation Committee.

Mr. Eskridge became Presiding Officer. It was regularly moved and seconded that the rule that a member must be seated at his desk to vote, be suspended. The motion prevailed by voice vote.

Mr. Tribbitt moved that **HS 1** for **HB 388**—"An Act to amend Title 7, Delaware Code by providing for Appropriations for the Acquisition of Public Park, Recreation and Conservation Lands from the Capital Investment Fund Created by Chapter 32, Volume 54, Laws of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call Revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—Mr. Atkins—1.

ABSENT—Messrs. Keenan, McGinnis—2.

HS 1 for **HB 388** having received the constitutional majority, passed the House.

Mr. Tribbitt moved that **HB 454**—"An Act Establishing A Capital Investment Trust Fund and providing for the Payment into the Fund of All Income Tax Payments to the State of Delaware based on Taxable Income Resulting From Distributions of Divested Stock as defined in Section IIII of the United States Internal Revenue Code of 1954; and providing for Expenditures from such Trust Fund," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Tribbitt moved that **HA 1** having previously been placed with the bill, be adopted by voice vote. Question prevailed. On the question, "Shall this bill pass the House?" the roll call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis—2.

HB 454/HA 1 having received the constitutional majority, passed the House.

Mr. Tribbitt moved that **HB 453**—"An Act to amend Article Eight of the Constitution of the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call Revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis, Quigley—3.

HB 453 having received the constitutional majority, passed the House.

Mr. Clifton moved that **HB 477**—"An Act to Transfer Moneys from the Capital Investment Fund for the Restora-

tion of the old State House Appropriating same to Public Archives Commission," be given its first and only third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 477**. The motion prevailed by voice vote.

The Roll Call Revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen; Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis—2.

HB 477 having received the constitutional majority, passed the House.

The following Committee Report was given:

HB 535—Labor, 3 favorable, 1 on merits, by Mr. Quigley.

Mr. Blendt introduced **HB 548**—"An Act to amend Title 14, Delaware Code Relating to Education by Creating the Educational Aid Advisory Commission."

It was given its first reading by title only and assigned to Education Committee.

Mr. Blendt introduced **HB 549**—"An Act to Establish A Personnel Department in the State Government of the State of Delaware; to Provide for Uniform Personnel Policies; to provide for the Implementation and Operation of such System."

It was given its first reading by title only and assigned to Revised Statutes Committee.

A messenger from the Senate informed the House that the Senate had passed **SB 33, 289, & 291** and Requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 257, 258, 259, 260, 261, 262, 263, 265, 267, 369** and **427** and was returning the same to the House.

Mr. Best introduced **HA 1** to **SB 213**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote.

It was regularly moved and seconded that **HA 1** to **SB 213** be placed with the bill. Without objection it was so ordered.

Mr. Phillips moved that **SB 16**—"An Act to Create A Poet Laureate for the State," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call Revealed:

YEAS—Messrs. Annett, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Bartleson, Eskridge, Keenan, McGinnis, Quigley—5.

NOT VOTING—Mr. Atkins—1.

SB 16 having received the constitutional majority, passed the House.

At 3:45 P. M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:17 P. M. the Speaker called the House to order.

At 4:18 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, April 8, 1964. The motion prevailed by voice vote.

6th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 1:55 P. M. on Wednesday, April 8, 1964.

There was a prayer by the Rev. John G. Shoemaker, St. Lukes Episcopal Church, Seaford.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

MEMBERS ABSENT—Messrs. Lowe, McGinnis—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved. Motion pre-

vailed.

The following Committee Report was given:

SCR 33—Claims, 5 favorable, by Mr. Walls.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 33**. The motion prevailed by voice vote.

Mr. Walls moved that **SCR 33** be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Walls moved that **SCR 33**—"An Act Making Appropriations to Various Companies for supplies and Services Rendered the 122nd General Assembly on the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

SCR 33 was adopted by voice vote.

A messenger from the Senate informed the House that the Senate had passed **SB 161** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 484** and was returning the same to the House.

Mr. Atkins introduced **HB 550**—"An Act to Amend Part V of Title 16, Delaware Code, by Revising and Redefining the Powers Heretofore Vested in the State Board of Trustees of the Delaware State Hospital at Farnhurst and Vesting All such Revised and Redefined Powers in A Department of the State Government to be Called the Department of Mental Health."

It was given its first reading by title only and assigned to Committee on Public Health.

Mr. Hale introduced **HB 551**—"An Act to Amend Chapter 331, Volume 53, Laws of Delaware Entitled 'An Act to Provide for the Enlargement and Improvement of the System of Free Public Schools of Delaware; Appropriating Money for Said Purpose; 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 Authorizing the Acceptance of Federal Funds for Building Purposes and Creating Local School Building Commissions.' "

It was given its first reading by title only and assigned to Education Committee.

Mr. Hocker moved that **HB 34** "An Act Making an Appropriation to the Delaware Commission of Shell Fisheries for the State's Share of the Initial Costs of the Improvement of White's Creek Between Indian River Bay and A Point Beyond Assawoman Canal to Lord Baltimore School in Sussex County, and Authorizing and Empowering the Said Commission to Act as the Agency of the State of Delaware to do All Things Necessary to Comply with the Requirements of the United States Government Relative to the State's Contribution to Said Government," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Hocker introduced **HA 1** to **HB 34**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** be adopted by voice vote. The motion prevailed.

At 2:11 P. M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:45 P.M. the Speaker called the House to order.

Mr. Eskridge moved that **HB 504**—"An Act to Amend Chapter 51, Title 14, Delaware Code, Being the Charter of the University of Delaware, by Clarifying and Redefining Certain Powers of the Board of Trustees of the University Which Pertain to Fiscal Matters and by Including in the said Charter an Express Limitation Upon the Powers of any State Official to Inquire Into the Sources, Management, or Disposition of Any Funds or Property Coming to the University of Delaware Otherwise than by State Appropriation," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Eskridge introduced **HA 1** to **HB 504**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to Mr. F. Earl McGinnes, Jr., State Budget Director.

Without objection the privilege of the floor was granted to James Tunnel, Esq. Chairman of the Board of Trustees of the University of Delaware.

Mr. Dineen introduced **HA 2** to **HB 504**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 2** be adopted.

The Roll Call revealed:

YEAS—Messrs. Busker, Davidson, Dineen, Hanlon, Holloway, McGinnis, Pratt, Quigley, Shockley, Younger—10.

NAYS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Darling, Downs, Eskridge, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Phillips, Walls, Wootten, Mr. Speaker—21.

ABSENT—Messrs. Correll, Exley, Lowe—3.

PRESENT—Mr. Shulties—1.

HA 2 to **HB 504** not having received the required constitutional majority, was declared lost.

Mr. Eskridge moved that **HB 504/HA 1** be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Phillips, Pratt, Shulties, Walls, Wootten, Mr. Speaker—24.

NAYS—Messrs. Darling, Dineen, Hanlon, Holloway, Quigley, Shockley, Younger—7.

ABSENT—Messrs. Correll, Lowe—2.

NOT VOTING—Mr. McGinnis—1.

PRESENT—Mr. Busker—1.

HB 504/HA 1 having received the constitutional majority, passed the House.

At 5:45 P. M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:50 P.M. the Speaker called the House to order.

At 5:51 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P. M. Thursday, April 9, 1964. The motion prevailed by voice vote.

7th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 3:50 P.M. on Thursday, April 9, 1964.

There was a prayer by the chaplain Rev. J. Howard Link. The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—33.

MEMBERS ABSENT—Pratt, Younger—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HB 489—Appropriations, 4 favorable, 1 on merits.

HB 521—Appropriations, 3 favorable, 2 on merits.

HB 539—Appropriations, 4 favorable, 1 on merits.

HB 540—Appropriations, 5 favorable.

HB 545—Appropriations, 4 favorable, 1 on merits.

Mr. Eskridge moved that **HB 308**—"An Act to Authorize the State Building and Grounds Commission to Acquire Property on the Dover Green and Appropriating Moneys Therefor," be given its final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, McGinnis, Phillips, Shockley, Shulties, Walls, Wootten, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Annett, Lowe, Pratt, Quigley, Younger—5.

HB 308 having received the constitutional majority, passed the House.

Mr. Davidson moved that **SB 186**—"An Act to Amend Chapter 45, Title 10, Delaware Code, to Permit the Superior Court to Excuse Jurors," be taken up for consideration in order to pass the House.

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs,

Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Phillips, Shockley, Shulties, Walls, Wootten, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Annett, Keenan, Lowe, McGinnis, Pratt, Quigley, Younger—7.

SB 186 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 285, 286** and requested the concurrence of the House.

He also informed the House that the Senate had passed **House Bills 264, 270/HA 1 & SA 1** and **238/HA 2** and was returning the same to the House.

Mr. Busker moved that **SB 213**—"An Act to Amend Section 2733, Title 21, Delaware Code, Entitled Discretionary Suspension or Revocation of License," be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis, Pratt, Quigley—4,

SB 213/HA 1 having received the constitutional majority, passed the House.

Mr. Best moved **HA 1**, previously placed with bill, be adopted by voice vote. Motion prevailed.

Mr. Dineen moved that **SB 244** be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 244** be temporarily deferred. The motion prevailed by voice vote.

Mr. Dineen moved that **SB 126**—"An Act Making A Supplementary Appropriation to the State Highway Department for the Construction of A Spillway At Collins Pond in Sussex County, for the Fiscal Year Ending June 30, 1964," be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—Messrs. Best, Casey, Downs—3.

ABSENT—Mr. Pratt—1.

PRESENT—Messrs. Fifer, Jarrell—2.

SB 126 having received the constitutional majority, passed the House.

Mr. Dineen moved that **SB 244**—"An Act Making A Supplementary Appropriation to the Delaware Day Commission," having previously been deferred be taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Senator George A. Robbins to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Clifton, Darling, Dineen, Eskridge, Exley, Hanlon, Hocker, Holloway, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—25.

NAYS—Messrs. Downs, Hale—2.

ABSENT—Messrs. Keenan, Pratt—2.

NOT VOTING—Messrs. Best, Casey, Correll, Davidson, Fifer, Jarrell—6.

SB 244 having received the constitutional majority, passed the House.

Mr. McGinnis introduced the following bill which was given first reading: **HB 552**—"An Act to Amend Chapter 5, Title 28, Delaware Code, Relating to Harness Racing."

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 552**. Motion prevailed by voice vote.

On motion the House recessed at call of the chair at 4:55 P. M. The House met at the expiration of the recess at 6:20 P. M. Mr. Speaker presiding.

At 6:26 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P. M. Monday, April 13, 1963.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Clifton, Davidson, Downs, Eskridge, Exley, Hocker, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Walls, Younger, Mr. Speaker—17.

NAYS—Messrs. Bartleson, Best, Busker, Casey, Correll, Darling, Dineen, Fifer, Hale, Hanlon, Holloway, Keenan, McGinnis, Shockley, Shulties, Wootten—16.

ABSENT—Messrs. Pratt, Quigley—2.

The motion, having received its required majority, was declared passed.

8th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:28 P. M. on Tuesday, April 14, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 34 members present; 1 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

MEMBERS ABSENT—Mr. Quigley—1.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HB 547—Revenues & Taxation, 4 favorable, 1 on merits.

HB 524—Appropriations, 4 favorable, 1 on merits.

SB 140—Miscellaneous, 4 favorable, 1 on merits.

HB 544—Public Buildings and Highways, 5 favorable.

The following bill **SB 289**—"An Act to Amend Chapter 11, Title 17, Delaware Code, Relating to Regulation of Outdoor Advertising," was given first reading and referred to the committee on Miscellaneous Bills.

The following bill **SB 269**—"An Act to Amend Chapter 1, Title 26, Delaware Code, Relating to the Public Service Commission by Providing for the Regulation of Motor Carriers of Household Goods for Hire," was given first reading and referred to the committee on Revised Statutes.

The following bill **SB 291**—"An Act to Amend Chapter 219, Volume 54, Laws of Delaware, Entitled 'An Act Making A Supplementary Appropriation to New Castle Historic Building Commission,'" was given first reading and referred to the committee on Appropriations.

The following bill **SB 285**—"An Act to Provide for the Refund of County Taxes Paid in Error," was given first reading and referred to the committee on Revenue and Taxation.

The following bill **SB 286**—"An Act to Provide for the Refund of Local School Taxes Paid in Error," was given first reading and referred to the committee on Revenue and Taxation.

The following bill **SB 161**—"An Act to Amend Chapter 35, Title 24, Delaware Code, Relating to Pharmacy," was given first reading and referred to the committee on Revenue and Taxation.

A messenger from the Senate informed the House that the Senate had passed **HB 542** and was returning the same to the House.

Mr. McGinnis moved that rules be suspended for the sole purpose to further consider **HB 552**.

The Roll Call revealed:

YEAS—Messrs. Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Exley, Fifer, Hale, Hanlon, Holloway, Jarrell, Kirkby, Lowe, McGinnis, Pratt, Shockley, Shulties, Wootten, Mr. Speaker—24.

NAYS—Messrs. Annett, Atkins, Clifton, Eskridge, Hocker, Isaacs, Phillips, Quigley, Walls—9.

ABSENT—Mr. Keenan—1.

NOT VOTING—Mr. Younger—1.

Having received required majority, the motion was declared passed the House.

Mr. McGinnis moved that **HB 552**—"An Act to Amend Chapter 5, Title 28, Delaware Code, Relating to Harness Racing," be given its final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Exley, Fifer, Hale, Hanlon, Holloway, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Pratt, Shockley, Shulties, Wootten—24.

NAYS—Messrs. Annett, Atkins, Clifton, Eskridge, Hocker, Isaacs, Phillips, Quigley, Walls, Younger—10.

NOT VOTING—Mr. Speaker—1.

HB 552 having received the constitutional majority, passed the House.

Mr Blendt moved that **HB 446**—"An Act to Amend Section 1912, Title 14, Delaware Code, by Changing the Name "Poll Tax" to "School Capitation Tax," be given its final reading and be taken up for consideration in order to pass the House.

The Roll Call revealed.

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Hol-loway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—35.

NAYS—None.

HB 446 having received the constitutional majority, passed the House.

Mr. Dineen introduced the following **HB 553**—"An Act to Amend Title 29, Delaware Code, by creating a State Distribution Agency Transferring to that Agency the Surplus Distribution Program of the State and Making a Supplemental Appropriation Therefor," which was given first reading and referred to the committee on Revised Statutes.

Mr. Dineen introduced the following bills which were given first reading and referred to the committee on Appropriations:

HB 554—"An Act to Establish High School Extension Programs and Appropriating Funds to the State Board of Education."

HB 555—"An Act Making A Supplementary Appropriation to the Public Archives Commission."

HB 556—"An Act Making A Supplementary Appropriation to the Delaware Commission on Children and Youth for A Study on Mental Retardation."

Mr. McGinnis introduced the following bill which was given first reading and referred to the committee on Miscellaneous Bills:

HB 557—"An Act to Amend Chapter 5, Title 1, Delaware Code, Relating to Legal Holidays."

HB 558—"An Act Relating to Printing and Distribution of Session Laws and Law Books." By Mr. McGinnis—Committee on Printing.

HB 559—"An Act to Create A Legislative Council." By Mr. McGinnis—Committee on Revised Statutes.

HB 560—"An Act to Amend § 122, Title 26, Delaware Code, Relating to Regulation of Municipally Owned Public Utilities."

Mr. McGinnis introduced the following bill which was given first reading and referred to the committee on Education.

HB 561—"An Act to Amend the Law Relating to Appointment and Election of School Boards and to Provide for Five Member School Boards."

HB 562—"An Act to Amend Section 2301, Title 30, Delaware Code, by Striking Therefrom all Reference to Physical Therapist." By Mr. Quigley—Committee on Revenue and Taxation.

Mr. Exley introduced the following resolution which on further motion by him was adopted by voice vote.

HR 159—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$671.60 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay The Sussex Countian, Georgetown, Delaware for the printing of 500 copies of the Calendar for the House of Representatives of the 122nd General Assembly.

Mr. Exley introduced the following resolution which on further motion by him was adopted by voice vote.

HR 160—"In Reference to the Election of Officers."

WHEREAS Benjamin Hughes was previously elected to the office of Sergeant-at-Arms of the House of Representatives of the 122nd General Assembly but has resigned effective at the close of the legislative day falling on April 9, 1964.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Benjamin Hughes is relieved from his duties as Sergeant-at-Arms effective at the close of the legislative day, April 9, 1964.

BE IT FURTHER RESOLVED that Clarence M. Collins is hereby elected to the office of Sergeant-at-Arms effective at the commencement of the legislative day, April 14, 1964 to serve during the pleasure of the House of Representatives.

Mr. Hocker introduced the following bill which was given first reading and referred to the committee on temperance.

HB 563—"An Act to Amend Section 717 (d) Title 4, Delaware Code, Pertaining to the Time of Sales or Dispensing of Alcoholic Liquors."

Mr. Phillips moved that **HB 350** be stricken from the calendar. Without objection it was so ordered.

It was regularly moved and seconded that **HB 372** be recommitted to committee. The motion prevailed on a voice vote.

Mr. Phillips requested that **HB 372** be stricken from the calendar. Without objection, it was so ordered.

Mr. Phillips called up the following **HB 535** for final reading.

It was regularly moved and seconded that action on **HB 535** be temporarily deferred. Motion prevailed on voice vote.

Mr. Blendt introduced **HA 1** to **HB 549** which was given first reading.

It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote.

It was regularly moved and seconded that the amendment be placed with the bill. The motion prevailed by voice vote.

Mr. Blendt introduced **HA 1** to **HB 551**, which was given first reading in entirety.

It was regularly moved and seconded that amendment be placed with the bill. Motion prevailed by voice vote.

Mr. Lowe, by request, introduced the following bill which was given first reading and referred to the committee on Revised Statutes.

HB 564—"An Act to Amend Chapter 4, Title 21, Delaware Code, Relating to the Reciprocity Commission in their Negotiations with Other Jurisdictions in the Matter of Operation, Regulation and Taxation of Motor Vehicles Properly Registered in Said Other Jurisdictions."

Mr. Casey introduced the following resolution which on further motion by him was deferred.

HR 161—“Authorizing the Purchase of the Annotated Code of Maryland.”

Mr. Davidson introduced the following bill which was given first reading and referred to the committee on Appropriations.

HB 565—“An Act Making A Supplementary Appropriation to the Board of Game and Fish Commissioners.”

SA 1 was given its first and only reading in its entirety.

Mr. Pratt moved that **HB 270/HA 1 & SA 1** be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Dineen, Quigley, Younger—3.

HB 270/HA 1 & SA 1 having received the constitutional majority, passed the House.

HB 270—“A Supplementary Appropriation Act to Reimburse Certain Trucking Companies for Filing Fees Paid to the Public Service Commission Under A Provision of the Delaware Code Now Rescinded.”

Mr. Eskridge introduced the following joint resolution which was given its first reading by title only.

Without objection the rules were suspended for the sole purpose of taking action on **HJR 8** and that it be read in full. It was so ordered.

“Relative to the death of John G. Townsend, Jr., A Former Member of the House of Representatives and A Distinguished Citizen of the State of Delaware.”

Mr. Eskridge moved that **HJR 8** be given its third and final reading in its entirety and that it be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis,

Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Quigley, Younger—2.

HJR 8 having received the constitutional majority, passed the House.

HJR 8—“Relative to the death of John G. Townsend, Jr., A Former Member of the House of Representatives and A Distinguished Citizen of the State of Delaware.”

WHEREAS death, which comes to all of us in the course of time, has taken from Delaware one of her most illustrious, loved and venerated men in the person of John Gillis Townsend, Jr., and

WHEREAS, Mr. Townsend brought unequalled wisdom and dedicated service to bear in a long and distinguished career of service as a member of the House of Representatives of the General Assembly in 1901, as World War Governor of the State from 1917 to 1921 and as United States Senator from Delaware from 1929 to 1941 and,

WHEREAS, Mr. Townsend carved out many careers in the business, banking and agricultural life of the state to the ultimate economic benefit of all of its citizens and,

WHEREAS, Mr. Townsend participated in negotiations leading to the establishment of the United Nations at the personal behest of the President of the United States, Harry S. Truman, and

WHEREAS, Mr. Townsend walked for all of his years in our midst, nearly 93 in all, without losing any degree of “the common touch” that made his friendliness universally warm to all who knew him and left him with deep and spiritual humility in spite of great honors and unprecedented achievement and

WHEREAS, this devoted Delawarean was “a living legend” in his own time,

NOW THEREFORE

BE IT RESOLVED by the House of Representatives and the Senate of the 122nd General Assembly of the State of Delaware that by unanimous vote of its membership, nearly all of whom were fortunate enough to know him and share of his abundant wisdom and indomitable courage, that the memory of John G. Townsend, Jr., be hereby highly honored in this generation and commended to posterity from this time forth as an illustration of the principle that

nothing ennobles a man so much as loyalty to his friends, dedication to his state and nation and humble service to God and his fellow man and be it,

FURTHER RESOLVED that copies of this resolution be spread on the record of the House and Senate, sent to Mr. Townsend's sons and daughters and placed in perpetuity in the public archives of the State of Delaware and be it,

FURTHER RESOLVED that in cherished memory we the members of the House and Senate of the 122nd General Assembly hereby affix our names to the original of this resolution directly below that of the Governor of the State of Delaware.

It was regularly moved and seconded that a letter by the Chief Clerk accompany the duplicate original of **HJR 8** sent to the family stating that **HJR** is co-sponsored by the entire House membership. The motion prevailed by voice vote.

Mr. Casey called up **HR 161** for action.

Without objection the privilege of the floor was granted to Maurice Hartnett, Esq. of the Legislative Reference Bureau.

It was regularly moved and seconded that the resolution be directed to committee for further study. The motion prevailed by voice vote.

HB 367 was given its final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Holloway, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Wootten, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Hocker, Keenan, Quigley, Walls, Younger—5.

HB 367 having received the constitutional majority, passed the House.

Without objection the privilege of the floor was granted to Houston Wilson, Esq. of the State Board of Welfare.

HB 367—"An Act to Amend Title 31, Delaware Code, Entitled 'Welfare' by Repealing Chapter 9, Work Assignments for Recipients of Relief, and Substituting in Lieu Thereof A New Chapter 9."

It was regularly moved and seconded that the House adjourn until 1:00 P. M. Wednesday, April 15, 1964. The motion prevailed.

9th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:24 P. M. on Wednesday, April 15, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 31 members present; 4 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—31.

MEMBERS ABSENT—Messrs. Blendt, Fifer, McGinnis, Younger—4.

The Clerk proceeded to read the Journal of the previous session when Mr. Busker moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Report was given:

SB 291—Appropriations Committee 5 favorable.

Mr. Eskridge introduced the following bills which were given first reading and referred to the committee on Appropriations.

HB 566—"An Act Authorizing the State Treasurer to Transfer Certain Balances to the General Fund of the State of Delaware."

HB 567—"An Act to Amend Chapter 171, Volume 54, Laws of Delaware, Entitled: 'An Act to Provide for the Enlargement and Improvement of the System of Free Public Schools of Delaware; Appropriating Money for Said Purpose; 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 Authorizing the Acceptance of Federal Funds for Building Purposes and Creating Local School Building

Commissions.' '' By Mr. Eskridge—Committee on Education.

Mr. Eskridge moved that **HB 521** be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Blendt, Fifer, McGinnis—3.

HB 521 having received the constitutional majority, passed the House.

Mr. Phillips moved that **HB 535** having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House. Without objection, privilege of the floor was granted Harrison Turner, House Attorney, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Busker, Casey, Clifton, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—Messrs. Annett, Correll—2.

ABSENT—Messrs. Blendt, Fifer—2.

HB 535 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 277** and **298** and requested the concurrence of the House.

He also informed the House that the Senate had passed **House Bills 18, 214/SA 1, HJR 8** and was returning the same to the House.

Mr. Isaacs introduced **HA 1** to **HB 359**.

It was given its first and only reading in its entirety.

It was regularly moved and seconded that **HA 1** be placed with the bill. Without objection it was so ordered.

Mr. Shockley called up the following **HB 544** for final reading.

Without objection the privilege of the floor was granted to Dr. Bush of the Delaware State Hospital to explain the bill.

It was regularly moved and seconded that action on the bill be temporarily deferred. The motion prevailed.

HB 544—"An Act to Amend Chapter 398, Volume 53, Laws of Delaware, Entitled 'An Act Authorizing the State of Delaware to Borrow A Certain Sum of Money for Capital Improvements and Expenditures in the Nature of Capital Investments for the Use of the State Board of Trustees of the Delaware State Hospital At Farnhurst and to Issue Bonds and Notes Therefor.' "

Mr. Casey introduced the following bill which was given first reading and referred to the committee on Revised Statutes.

HB 568—"An Act to Amend Section 2302, Title 21, Delaware Code, Pertaining to the Application for Certificate of Title and Amend Section 2306, Title 21, Delaware Code, Pertaining to the Issuance of Certificate of Title and Amend Section 2503, Title 21, Delaware Code Pertaining to the Transfer of Certificate of Title and Registration Certificate."

HB 569—"An Act Making A Supplementary Appropriation to the Delaware State Highway Department for A Survey of Public Lands." By Mr. Clifton—Committee on Appropriations.

HB 570—"An Act to Amend § 543, Title 4, Delaware Code, Relating to the Ground for the Refusal of A License to Sell Alcoholic Liquors." By Mr. Hocker—Committee on Temperance.

Mr. Blendt asked to be marked present.

Mr. Dineen moved that **HB 489** be given its third and final reading and be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Fifer, Quigley—2.

HB 489 having received the constitutional majority, passed the House.

HB 489—"An Act Making A Supplementary Appropriation to the Secretary of State."

Mr. Davidson moved that **HB 524** be given its third and final reading and be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Fifer, Quigley—2.

HB 524 having received the constitutional majority, passed the House.

HB 524—"An Act Making A Supplemental Appropriation to the Board of Trustees of the Delaware State Hospital for the Salary and Wages Account of the Governor Bacon Health Center."

Mr. Shockley moved that **HB 354** be given its third and final reading and be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Fifer, Quigley—2.

HB 354 having received the constitutional majority, passed the House.

HB 354—"An Act to Amend Section 507, Title 31, Delaware Code Pertaining to Application for State Public Assistance."

Mr. Isaacs moved that **HB 540** be given its third and final reading and be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Fifer, Quigley—2.

HB 540 having received the constitutional majority, passed the House.

HB 540—“An Act Making a Supplementary Appropriation to the Sussex County Vocational Technical Center for ‘All Other Costs’ for the Fiscal Year Ending June 30, 1964.”

Mr. McGinnis introduced the following bill which was given first reading by title only.

HB 571—“An Act to Amend Chapter 5, Title 28, Delaware Code, Relating to Harness Racing.”

Mr. McGinnis moved that rules be suspended for the sole purpose of taking action on **HB 571**.

The Roll Call revealed:

YEAS—Messrs. Best, Busker, Casey, Correll, Darling, Hale, Hanlon, Holloway, Jarrell, Keenan, McGinnis, Pratt, Shockley, Shulties,—14.

NAYS—Messrs. Annett, Atkins, Bartleson, Clifton, Davidson, Dineen, Downs, Eskridge, Exley, Hocker, Isaacs, Kirkby, Phillips, Walls, Younger, Mr Speaker—16.

ABSENT—Messrs. Fifer, Lowe, Quigley—3.

NOT VOTING—Mr. Blendt—1.

PRESENT—Mr. Wootten—1.

Not having received the required majority, motion declared lost.

Mr. Shockley moved that **HB 214/SA 1** be taken up for consideration in order to pass the House.

SA 1 was read in entirety. **HB 214** read by title.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Messrs. Fifer, Quigley—2.

HB 214/SA 1 having received the constitutional majority, passed the House.

The following Committee Reports were given:

HB 538—Education Committee, 4 favorable.

HB 551—Education Committee, 4 favorable.

Mr. Phillips moved that **SB 140** be given its final reading by title only and be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Fifer, Pratt, Quigley—3.

SB 140 having received the constitutional majority, passed the House.

SB 140—“An Act Authorizing the State Treasurer to Transfer Certain Balances in the Accounts of Former State Treasurer Vera G. Davis to the General Fund of the State of Delaware.”

Mr. Dineen moved that **HB 545** be given its final reading and be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Fifer, Pratt, Quigley—3.

HB 545 having received the constitutional majority, passed the House.

HB 545—“An Act Making A Supplementary Appropriation to the State Board of Education for the Fiscal Year

Ending June 30, 1964, for the Additional Cost of Transporting School Children.”

On motion the House recessed at call of the chair at 3:38 P. M. The House met at the expiration of the recess at 4:55 P. M. Mr. Speaker presiding.

Mr. Walls introduced **HR 162**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 162** be adopted by voice vote. The motion prevailed.

HR 162—“Appropriating Money out of the General Fund of the State Treasury to Pay Certain Expenses of the present Session of the 122nd General Assembly.”

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the following amounts are 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 122nd General Assembly of the State of Dalaware, up to and including April 16, 1964, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

John H. Annett.	\$ 62.40
Robert B. Atkins	120.00
T. Lees Bartleson	374.00
William T. Best	323.00
Carlton Blendt, Jr.	48.00
Glenn W. Busker	88.40
Andrew J. Casey	120.00
Carlton Clifton	72.00
Jacob A. Correll	100.80
Gooden M. Darling	28.80

Robert C. Davidson	74.40
Russell F. Dineen	340.00
Robert N. Downs, III	\$115.20
Norman A. Eskridge	238.00
George H. Exley	48.00
Harvey P. Fifer	12.00
Everett Hale	108.00
Thomas J. Hanlon	120.00
Wilbert E. Hocker	144.00
Herman M. Holloway, Sr.	120.00
M. Martin Isaacs	115.20
Maurice N. Jarrell	4.80
Ralph S. Keenan	120.00
George Kirkby	57.60
Granville T. Lowe	120.00
James D. McGinnis	
W. Harrison Phillips	122.40
J. Reynolds Pratt	38.40
James R. Quigley	108.00
Paul E. Shockley	120.00
H. Dawson Shulties	24.00
Joseph B. Walls	115.20
Wallace P. Wootten	31.20
Norman N. Younger	55.20
Sherman W. Tribbitt	60.00

Mr. Walls introduced **HR 163**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 163** be adopted by voice vote. The motion prevailed.

HR 163—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees for the period commencing with April 6, 1964 and including April 16, 1964.

John J. Argo	\$225.00
Frederick Bell	180.00
Pauline Bennett	180.00
Gerald Berkowitz	337.50
Beverly J. Blevins	247.50
Frank Calio	225.00
N. Eugene Campbell	180.00
Harold Clendaniel	180.00
Clarence Collins	60.00
Helen M. Collins	180.00
Martha Dixon	180.00
William Dorsey	297.00
Michelene Duff	247.50
Aaron Edmonds	180.00
Sam C. Elliott	180.00
Emogene Ellis	247.50
Mildred Foster	180.00
Dora Furniss	180.00
Roy Freeman	643.50
Dorothy Gagnon	180.00
Lena L. Harris	180.00
Cora Hilyard	180.00
Norman Hudson	180.00
Bradford Holliday	180.00
Harry L. Holloway	180.00
Benjamin Hughes, Jr.,	120.00
Margaret Hurley	180.00
Frank Ingram	180.00
Claude Jordon	180.00
Gove Jarvis	180.00
Mildred A. Keeler	180.00
Lewis Killen	180.00
J. Howard Link	180.00
Bonnard Layton	180.00
Venie Lloyd	247.50
Barney J. Lofland	180.00
J. Morton Melvin	180.00
Jennings Moore	180.00
Wilma McDowell	225.00
Elsie Mitchell	247.50
Richard Norwood	180.00
Louise H. Pennewill	247.50
Kenneth D. Pennewill	180.00
Donald Ralph	180.00
Elizabeth Foley	180.00

Andrew Reynolds	\$180.00
William W. W. Reynolds	180.00
Ruth Ross	180.00
James Rowlinson, Sr.	180.00
Olive Sutton	180.00
Bailey Thomas	225.00
Alex Tomkiewicz	247.50
Joseph F. Toner	225.00
Harrison F. Turner	675.00
Elizabeth Wainwright	225.00
Lillian Wallace	180.00
James A. Walsh	337.50
William J. Warwick	225.00
Melba Webb	550.00
Clara Webber	180.00
Roland West	225.00
Carl M. Wright	180.00
Ralph E. Vines	180.00

Mr. Walls introduced **HCR 26**—"Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware." It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HCR 26**. The motion prevailed by voice vote.

Mr. Walls moved that **HCR 26**—"Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

HCR 26 was adopted by voice vote.

Mr. Jarrell introduced **HA 1** to **HB 475**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 475** be placed with the bill by voice vote. The motion prevailed.

The following Committee Reports were given:

SB 161—Revised Statutes, 2 favorable, 3 on Merits.

HB 550—Revised Statutes, 5 favorable.

SB 269—Revised Statutes, 2 favorable, 3 on Merits.

HB 498—Revised Statutes, 3 favorable, 2 on Merits.

HB 509—Revised Statutes, 3 favorable, 2 on Merits.

HB 531—Revised Statutes, 5 favorable.

HB 564—Revised Statutes, 4 favorable, 1 on Merits.

Mr. Exley introduced **HB 572**—"An Act to Amend Chapter 5, Title 28, Delaware Code, Relating to State Tax on Pari-Mutuel and Totalizer Pools in Harness Racing Meets."

It was given its first reading by title only and assigned to Revised Statutes Committee.

Mr. Shockley moved that **HB 544** having previously been deferred be taken up for consideration in order to pass the House.

The motion prevailed by voice vote.

HB 544—"An Act to Amend Chapter 398, Volume 53, Laws of Delaware, Entitled 'An Act Authorizing the State of Delaware to Borrow A Certain Sum of Money for Capital Improvement and Expenditures in the Nature of Capital Investments for the Use of the State Board of Trustees of the Delaware State Hospital At Farnhurst and to Issue Bonds and Notes Therefor.' "

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Fifer, McGinnis, Quigley, Younger—4.

HB 544 having received the constitutional majority, passed the House.

At 5:02 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P. M. Thursday, April 16, 1964.

The motion prevailed by voice vote.

10th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:27 P. M. on Thursday, April 16, 1964.

There was a prayer by Mr. Annett.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 28 members present; 7 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shul-

ties, Walls, Wootten, Younger, Mr. Speaker—28.

MEMBERS ABSENT—Messrs. Blendt, Downs, Fifer, Isaacs, McGinnis, Quigley, Shockley—7.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

Without objection the following communication was made part of the record.

Charles K. Bush, M.D.

Superintendent

DELAWARE STATE HOSPITAL
At Farnhurst, New Castle, Delaware

April 15, 1964

Hon. Sherman W. Tribbitt
Speaker of the House
Legislative Hall
Dover, Delaware

Dear Mr. Tribbitt:

This is a special invitation to you and the members of the House of Representatives, together with your families, to attend Open House programs which will be held at the state's three mental hospitals on Sunday, April 19, and Sunday, April 26.

On April 19 an Open House will be held at the Governor Bacon Health Center, Delaware City, from 2 p.m. to 4 p.m.

On April 26 there will be Open House at the Delaware State Hospital, Farnhurst, from 1 p.m. to 4 p.m., and at the Hospital for the Mentally Retarded, Stockley, from 2 p.m. to 4 p.m.

It is our purpose to exhibit to the people of the state the facilities we have for treatment at these three institutions. There will be guided tours and requests will be honored for visits to areas not included in the scheduled tours. Films about mental health will be shown at the Springer Building gymnasium at the State Hospital.

We hope that you will have this letter read to the House, and that you and your colleagues will take advantage of these opportunities to visit us.

Sincerely yours,
Charles K. Bush, M.D.
Superintendent

CKB:ecm

The following Committee Reports were given:

SB 285—Revenue and Taxation, 4 favorable.

SB 286—Revenue and Taxation, 4 favorable.

Mr. Eskridge introduced **HB 573**—"An Act Making A Supplementary Appropriation to the State Treasurer."

It was given its first and only reading by title only and assigned to Appropriations Committee.

On motion the House recessed at call of the chair at 2:34 P. M. The House met at the expiration of the recess at 3:55 P. M. Mr. Speaker presiding.

Mr. Annett introduced **HB 574**—"An Act to Amend Chapter 160, Volume 54, Laws of Delaware Relating to Motor Vehicles."

It was given its first and only reading by title only and assigned to Revised Statutes Committee.

The following Committee Reports were given:

HB 563—Temperance, 5 favorable.

HB 572—Revised Statutes, 2 favorable, 2 on Merits.

HB 570—Temperance, 5 favorable.

SB 49—Revenue and Taxation, 3 favorable, 1 on Merits.

SB 289—Miscellaneous, 3 favorable, 1 on Merits.

SB 102—Elections, 3 favorable, 2 on Merits.

Mr. Lowe introduced **HB 575**—"An Act Authorizing the State of Delaware to Borrow a Certain Sum of Money for Capital Expenditures Needed by the Youth Services Commission of Delaware and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to the Youth Services Commission."

It was given its first and only reading by title only and assigned to Public Buildings and Highways Committee.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 213/HA 1, 278, and 297** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 504/HA 1** and was returning the same to the House.

Mr. Dineen moved that **SB 291**—"An Act to Amend Chapter 219, Volume 54, Laws of Delaware, Entitled 'An Act Making A Supplementary Appropriation to New Castle Historic Building Commission,'" be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—26.

NAYS—Mr. Atkins—1.

ABSENT—Messrs. Downs, Fifer, Isaacs, Keenan, McGinnis, Quigley, Shockley—8.

SB 291 having received the constitutional majority, passed the House.

Mr. Hale moved that **HB 551**—"An Act to Amend Chapter 331, Volume 53, Laws of Delaware Entitled 'An Act to Provide for the Enlargement and Improvement of the System of Free Public Schools of Delaware; Appropriating Money for Said Purpose; 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 Authorizing the Acceptance of Federal Funds for Building Purposes and Creating Local School Building Commissions.' " be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Hale introduced **HA 2** to **HB 551**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 2** to **HB 551** be adopted by voice vote. The motion prevailed.

On the question, "Shall House Bill 551 as amended with House Amendment 2, pass the House?"

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Annett, Downs, Fifer, McGinnis, Shockley—5.

HB 551/HA 2 having received the constitutional majority, passed the House.

Mr. Quigley introduced **HR 164**—"Expressing the Hope of the House of Representatives for the Recovery of Harvey Spicer."

It was given its first and only reading in its entirety. It was regularly moved and seconded that **HR 164** be adopted by voice vote. The motion prevailed.

WHEREAS, the members of the 122nd General Assembly of the State of Delaware have learned that Harvey Spicer, a former member of the House of Representatives and Senate of the State of Delaware, is ill, and

WHEREAS, the members of the House of Representatives desire to express their sincere concern over the illness of Harvey Spicer,

NOW THEREFORE,

BE IT RESOLVED, that the members of the House of Representatives of the 122nd General Assembly of the State of Delaware do hereby express their sincere wishes for a complete and speedy recovery, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the Journal of the House of Representatives of the 122nd General Assembly of the State of Delaware and a copy be forwarded to Harvey Spicer at the Peninsula General Hospital in Salisbury, Maryland.

Mr. Isaacs introduced **HJR 9**—"Appointing Directors on the Part of the State for the Farmers Bank of the State of Delaware."

It was given its first reading by title only and assigned to Banking and Insurance Committee.

Without objection the following communication was made part of the record.

FROM: Charles K. Keil

On date indicated, the Governor approved the following legislation:

April 14, 1964—**SB 119; HB 257; HB 258; HB 259; HB 260; HB 261; HB 262; HB 263; HB 265; HB 267; HB 369; HB 427; HB 484; HB 496.**

At 4:16 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Monday, April 20, 1964. The motion prevailed by voice vote.

11th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:50 P. M. on Monday, April 20, 1964.

There was a prayer by Mr. Annett.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 30 members present; 5 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

MEMBERS ABSENT—Messrs. Busker, Davidson, McGinnis, Shockley—4.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion prevailed.

The following Committee Report was given:

SB 243—Revenue and Taxation, 4 favorable.

Mr. Eskridge introduced **HB 576**—"An Act Making A Supplementary Appropriation to the Governor for the Purpose of Defraying the Costs of Extending the State's Hospitality to Visiting Japanese Governors." It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **HB 576** unassigned. The motion prevailed by voice vote.

SB 278 was given its first reading by title only and assigned to Public Buildings and Highways Committee.

SB 278—"An Act Authorizing the State of Dalaware to Borrow Money to be Used for Capital Improvements At the State Welfare Home and Hospital for the Chronically Ill At Smryna and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to the Board of Trustees of the State Welfare Home & Hospital for the Chronically Ill At Smryna."

SB 297 was given its first reading by title only and assigned to Appropriations Committee.

SB 297—"An Act Making A Supplementary Appropriation to the State Highway Department."

SB 298 was given its first reading by title only and assigned to Judiciary Committee.

SB 298—"An Act to Amend Chapter 3, Title 11, Delaware Code, Entitled Specific Crimes Relating to Racial Demonstrations."

SB 277 was given its first reading by title only and assigned to Appropriations Committee.

SB 277—"An Act Making A Supplementary Appropriation to Millsboro School #204 for the Installation of A Sanitary Sewer, Water Service and Fire Hydrants."

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 22** and **283** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 310** with **SA 3** and was returning the same to the House.

Mr. Isaacs introduced **HB 577**—"An Act to Amend Title 29, Delaware Code, Section 5525." It was given its first reading by title only and assigned to Revised Statutes Committee.

Mr. Blendt introduced **HA 1** to **HB 548**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote.

It was regularly moved and seconded that **HA 1** to **HB 548** be placed with the bill. The motion prevailed by voice vote.

Mr. Hale introduced **HA 3** to **HB 551**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that action on **HA 3** to **HB 551** be temporarily deferred. The motion was withdrawn.

It was regularly moved and seconded that **HA 3** to **HB 551** be adopted by voice vote. The motion prevailed by voice vote.

Mr. Hale moved that **HB 551/HA 2 & HA 3** be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Davidson, McGinnis, Shockley—3.

HB 551/HA 2 & 3 having received the constitutional majority, passed the House.

Mr. Dineen introduced **HA 1** to **HB 490**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote.

It was regularly moved and seconded that **HA 1** to **HB 490** be placed with the bill. The motion prevailed by voice vote.

Mr. Eskridge moved that **HS 1** for **HB 419** be given its final reading and be taken up for consideration in order to pass the House.

HS 1 for **HB 419**—"An Act to Amend Chapter 17, Title 24, Delaware Code, Relating to the Disposition of Unclaimed Dead Bodies, the Use Thereof by Approved Institutions or Persons in Connection with Anatomical Studies, and the Powers and Duties of the Medical Council and the Attorney General of Delaware with Regard Thereto."

Without objection the privilege of the floor was granted to Dr. Andrew M. Gehret, Secretary of the Delaware Medical Council, to explain the bill.

It was regularly moved and seconded that action on **HS 1** for **HB 419** be temporarily deferred. The motion prevailed by voice vote.

The following Committee Reports were given:

HB 574—Revised Statutes, 3 favorable, 2 on Merits.

HS 1 to **HB 548**—Education, 4 favorable.

HB 567—Education, 4 favorable.

Mr. Dineen moved that **HB 538** be given its final reading and be taken up for consideration in order to pass the House.

HB 538—"An Act Authorizing the State Board of Education to Provide for the Supervision and the Auditing of the School Construction Provided for Under Chapter 171, Volume 54, Laws of Delaware, and Making Provisions for the Cost Thereof."

It was regularly moved and seconded that action on **HB 538** be temporarily deferred. The motion prevailed by voice vote.

Without objection, a newspaper photographer was granted permission to take certain photographs while the House was in session this day.

Mr. Dineen moved that **HB 539** be given its final reading and be taken up for consideration in order to pass the House.

HB 539—"A Supplementary Appropriation Act for the Fiscal Year Ending June 30, 1964 to Repair, Adjust and Place in First Class Condition the Closing and Locking Devices and Mechanism of the Prison Cells At the Sussex Correctional Institution."

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. McGinnis, Shockley—2.

NOT VOTING—Messrs. Casey, Fifer—2.

HB 539 having received the constitutional majority, passed the House.

Mr. Lowe moved that **HB 547** be given its final reading and be taken up for consideration in order to pass the House.

HB 547—"An Act to Amend Chapter 53, Title 30, Delaware Code, Relating to Cigarette Taxes and Licenses."

Without objection the privilege of the floor was granted to Mr. Charles Glennon of the State Tax Department to explain the bill.

Without objection the privilege of the floor was granted to Leroy A. Brill, Esq., Attorney for Delaware Association of Tobacco Dealers, to explain the bill.

Without objection the privilege of the floor was granted to Mr. Norman Salus, President of Delaware Association of Tobacco Dealers, to explain the bill.

Mr. Eskridge introduced **HA 1** to **HB 547**. It was given its first and only reading in its entirety and adopted by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Quigley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—Mr. Hocker—1.

ABSENT—Messrs. Hanlon, McGinnis, Shockley—3.

NOT VOTING—Messrs. Clifton, Pratt, Shulties—3.

HB 547/HA 1 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **HB 521** and was returning the same to the House.

Mr. Eskridge moved that **HB 538** having previously been deferred, be taken up for consideration in order to pass the House.

Mr. Eskridge introduced **HA 1** to **HB 538**. It was given its first and only reading in its entirety and adopted by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—Mr. Atkins—1.

ABSENT—Messrs. Hanlon, McGinnis, Quigley, Shockley—4.

HB 547/HA 1 having received the constitutional majority, passed the House.

Mr. Bartleson introduced **HA 1** to **HS 1** for **HB 419**. It was given its first and only reading in its entirety and adopted by voice vote.

Mr. Eskridge moved that **HS 1** to **HB 419/HA 1** be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Hanlon, McGinnis, Quigley, Shockley—4.

HS 1 to **HB 419/HA 1** having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 576** be given its final reading and be taken up for consideration in order to pass the House.

HB 576—"An Act Making a Supplementary Appropriation to the Governor for the Purpose of Defraying Costs of Extending the State's Hospitality to Visiting Japanese Governors."

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—Mr. Casey—1.

ABSENT—Messrs. Hanlon, McGinnis, Quigley, Shockley—4.

HB 576 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the House adjourn until Tuesday, April 21, 1964, at 1:00 P.M. The motion prevailed by voice vote.

12th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 1:55 P. M. on Tuesday, April 21, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 29 members present; 6 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Mr. Speaker—29.

MEMBERS ABSENT—Messrs. Blendt, Davidson, McGinnis, Quigley, Shockley, Younger—6.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HB 556—Appropriations, 4 favorable, 1 on Merits.

HB 566—Appropriations, 5 favorable.

Mr. Lowe moved that **HB 564** be given its final reading and be taken up for consideration in order to pass the House.

HB 564—"An Act to Amend Chapter 4, Title 21, Delaware Code, Relating to the Reciprocity Commission in Their Negotiations With Other Jurisdictions in the Matter of Operation, Regulation and Taxation of Motor Vehicles Properly Registered in Said Other Jurisdictions."

Without objection the privilege of the floor was granted to Mr. Russell Whitby, Motor Vehicle Commissioner to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, McGinnis, Quigley, Shockley, —4.

HB 564 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **HB 578**—"An Act Creating 'The Court of Common Pleas for the State of Delaware'; Prescribing the Powers and Jurisdiction of Said Court; Providing for the Appointment, Number and Term of the Judges of Said Court, and the Salaries and Payment of the Judges and Other Officers and Employees of Said Court; Providing for A Seal and Rules; Providing for the Powers and Duties of Officers or Employees of the Court; Providing for the Service of Process and Trial Procedures in Civil and Criminal Cases; Providing for the Temporary Assignment of A Judge of the Superior Court to the Court of Common Pleas; Providing for the Transfer of Certain Causes From the Superior Court to the Court of Common Pleas; Providing for the Validity of Certain Judgments Which May Exceed the Jurisdiction of the Court; Providing for the Disposition of Pending Cases in the Courts of Common Pleas for the Respective Counties; and Repealing Chapters 13, 15 and 16 of Title 10, Chapters 53, 55 and 56 of Title 11, Delaware Code of 1953, and Amending Section 2701 of Title 11 of Said Code."

It was given its first reading by title only and assigned to Judiciary Committee.

Mr. Eskridge introduced **HB 579**—"An Act to Amend Title 10, Delaware Code, Providing for the Appointment of A Deputy Administrator to the Chief Justice of the Su-

preme Court to Assist in the Supervision of the Justices of the Peace and Designating the Duties, Salary and Term of Office Thereof."

It was given its first reading by title only and assigned to Judiciary Committee.

Mr. Eskridge introduced **HB 580**—"An Act to Amend Chapter 1, Title 26, Delaware Code, Relating to the Public Service Commission by Providing for the Regulation of Motor Carriers of Household Goods for Hire; and Making an Appropriation Therefor."

It was given its first reading by title only and assigned to Revised Statutes Committee.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills, 290, 293/SA 1 and SCR 38** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 233, 503, 540, and 551/HA 2 & 3** and was returning the same to the House.

Mr. Lowe introduced **HS 1** for **HB 439**—"An Act to Amend Title 21, Delaware Code, Relating to Motor Vehicles by Providing for Protection Against the Uninsured Motorists; Providing for A Self Protection Endorsement in Automobile Liability Policies; Providing Certain Penalties and Regulations for the Registration of Uninsured Motor Vehicles."

It was given its first reading by title only and assigned to Revised Statutes Committee.

Mr. Dineen introduced **HB 581**—"An Act Relating to Capital Improvements for Schools of the State and to Bonds and Notes Therefor."

It was given its first reading by title only and assigned to Education Committee.

Mr. Dineen introduced **HA 1** to **HB 556**. It was given its first and only reading in its entirety and without objection, it was placed with the bill.

Mr. Eskridge moved that **HB 548** be given its final reading and be taken up for consideration in order to pass the House.

Motion was withdrawn.

Mr. Casey introduced **HB 582**—"An Act Making A Supplementary Appropriation to the Legislative Reference Bureau."

It was given its first and only reading by title only in its entirety and assigned to Appropriations Committee.

Mr. Dineen called up **SA 3** to **HB 310**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that action on **HB 310/SA 3** be temporarily deferred. The motion prevailed by voice vote.

Mr. Eskridge moved that **HB 531**—"An Act to Amend Chapter 27, Title 31, Delaware Code, Relatig to the Delaware Commission on Children and Youth by Expanding its Powers," be given its final reading and be taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Charle K. Keil, Esq., Administrative Assistant to the Governor, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, McGinnis, Quigley, Shockley,—4.

NOT VOTING—Mr. Bartleson—1.

HB 531 having received the constitutional majority, passed the House.

Mr. Annett moved that **HB 574**—"An Act to Amend Chapter 160, Volume 54, Laws of Delaware, Relating to Motor Vehicles," be given its final reading and be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Blendt, Casey, Fifer, Keenan, McGinnis, Quigley, Shockley—7.

HB 574 having received the constitutional majority, passed the House.

Mr. Best introduced **HB 583**—"An Act to Amend Chapter 21 of Title 23, Laws of Delaware, by Transferring Jurisdiction of the Licensing and Supervision of Motor Boats From the Delaware Commission of Shellfisheries to the Board of Game and Fish Commissioners."

It was given its first reading by title only and assigned to Revised Statutes Committee.

On motion the House recessed at call of the chair at 2:50 P.M. The House met at the expiration of the recess at 4:48 P. M. Mr. Speaker presiding.

It was regularly moved and seconded that the House adjourn until Wednesday, April 22, 1964, at 1:00 P. M. The motion prevailed by voice vote.

13th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:14 P. M. on Wednesday, April 22, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 28 members present; 7 absent.

MEMBERS PRESENT—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Isaacs, Jarrell, Kirkby, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—28.

MEMBERS ABSENT—Messrs. Annett, Fifer, Hocker, Holloway, Keenan, Lowe, McGinnis—7.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HS 1 for HB 439—Revised Statutes, 3 favorable, 2 on Merits.

Mr. Atkins moved that **HB 550**—"An Act to Amend Part V of Title 16, Delaware Code, by Revising and Redefining the Powers Heretofore Vested in the State Board of Trustees of the Delaware State Hospital At Farnhurst and Vesting All Such Revised and Redefined Powers in A Department of the State Government to be Called the Department of Mental Health," be given its final reading and be taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mrs. A. Felix duPont, Chairman of the Board of Trustees of the Delaware State Hospital to explain the bill.

Without objection the privilege of the floor was granted to Charles K. Bush M.D., Superintendent of the Delaware State Hospital, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Downs, Eskridge, Exley, Hale, Hanlon, Isaacs, Jarrell, Kirkby, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Busker, Dineen, Fifer, Hocker, Holloway, Keenan, Lowe, McGinnis—8.

HB 550 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 287, 296, 301 and 306** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 576** and was returning the same to the House.

Mr. Quigley introduced **HA 1** to **HB 578**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that the amendment be placed with the bill. The motion prevailed by voice vote.

Mr. Blendt moved that **HB 548** be given its final reading and be taken up for consideration in order to pass the House.

Mr. Blendt introduced **HA 1** to **HB 548**. It was given its first and only reading in its entirety.

It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote.

It was regularly moved and seconded that the amendment be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to Charles A. Keil, Esq., Administrative Assistant to the Governor, to explain the bill.

At 3:06 P. M., it was regularly moved and seconded that the House recess to the call of the Chair. The motion prevailed by voice vote.

At 5:56 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P. M. Thursday, April 23, 1964. The motion prevailed by voice vote.

14th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:10 P. M. on Thursday, April 23, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Fifer, McGinnis, Shockley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HB 478—Labor, 5 favorable.

HB 578—Judiciary, 3 favorable, 2 on Merits.

Without objection the personal privilege of the floor was granted to Mr. Quigley.

Mr. Dineen moved that **HB 556**—"An Act Making A Supplementary Appropriation to the Delaware Commission on Children and Youth for A Study on Mental Retardation," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that **HA 1** to **HB 556** having been placed with the bill, be adopted by voice vote. The motion prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Darling, Fifer, McGinnis, Shockley—4.

NOT VOTING—Mr. Quigley—1.

HB 556/HA 1 having received the constitutional majority, passed the House.

Mr. Exley moved that **HB 572** be recommitted to committee. The motion was seconded. The motion prevailed by voice vote.

It was regularly moved and seconded that **HB 572** be stricken from the calendar. The motion prevailed by voice vote.

Mr. Exley introduced **HB 584**—"An Act to Amend Chapter 5, Title 28, Delaware Code, Relating to Tax on Pari-Mutuel and Totalizator Pools at Harness Race Tracks."

It was given its first reading by title only and assigned to Revised Statutes Committee.

SB 290—"An Act to Appropriate Funds to the State Highway Department for the Dredging of Certain Underwater Lands At the Head of Indian River At Millsboro," was given its first reading by title only and assigned to Appropriations Committee.

SB 293/SA 1—"An Act to Amend Title 19, Delaware Code, by adding A New Chapter After Chapter 7 to be Known as Chapter 8 Entitled 'Protection of Employees Rights' by Providing for the Protection of the Interests of Employees Affected when the State of Delaware, Any Political Sub-division Thereof, Board, Commission, or Any Other Public Agency or Instrumentality of This State Operates or Takes Over the Operation of Any Transportation System by Rail, Bus or Other Conveyance Now Serving the General Public," was given its first reading by title only and assigned to Labor Committee.

SB 22—"An Act to Amend Title 16, Section 6606(a), Delaware Code, Relating to the Salary of the State Fire Marshal." It was given its first reading by title only and assigned to Revised Statutes Committee.

SB 287—"An Act to Amend Chapter 39, Title 14, Delaware Code, Entitled Teachers' Retirement and Disability Pensions by Providing Benefits Payable to Surviving Spouse," was given its first reading by title only and assigned to Education Committee.

SB 296—"An Act Making A Supplementary Appropriation to the Delaware State Board of Cosmetology," was

given its first reading by title only and assigned to Appropriations Committee.

SB 301—"An Act to Amend Chapter 9, Title 4, Delaware Code, to Provide A Penalty for the Possession or Consumption of Alcoholic Liquor by A Minor," was given its first reading by title only and assigned to Temperance Committee.

SB 306—"An Act Authorizing and Directing the Levy Court of New Castle County to Reimburse David Wright and Janet Wright School Taxes Paid in Error," was given its first reading by title only and assigned to Revenue and Taxation Committee.

SCR 38—"An Act Making An Appropriation to the Diamond State Telephone Company for Services Rendered Through February 11, 1964," was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 38**. The motion prevailed by voice vote.

Mr. Exley moved that **SCR 38**—"An Act Making An Appropriation to the Diamond State Telephone Company for Services Rendered Through February 11, 1964," be given its third and final reading and taken up for consideration in order to pass the House.

SCR 38 was adopted by voice vote.

Mr. Blendt moved that **HB 548/HA 1**—"An Act to Amend Title 14, Delaware Code, Relating to Education by Creating the Educational Aid Advisory Commission," be taken up for consideration in order to pass the House, having had its final reading and not having been acted on by reason of adjournment.

Mr. Blendt introduced **HA 2** to **HB 548**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 548** be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to Charles K. Keil, Esq., Administrative assistant to the Governor, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs,

Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—Mr. Best—1.

ABSENT—Messrs. Fifer, McGinnis, Shockley—3.

NOT VOTING—Messrs. Casey, Jarrell—2.

HB 548/HA 1 & 2 having received the constitutional majority, passed the House.

Mr. Phillips introduced **HR 165**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 165** be adopted by voice vote. The motion prevailed.

HR 165—"Relative to the Death of William T. Bennett, A Former Member of the House of Representatives."

WHEREAS, The House of Representatives of the 122nd General Assembly of the State of Delaware has learned with regret of the passing of William T. Bennett, a former member of the House, on April 21, 1964, and

WHEREAS, former State Representative William T. Bennett served his State faithfully and well during his term in the 104th General Assembly as Representative of the 5th Representative District of Sussex County, and

WHEREAS, the members of the House desire to express their own feelings and sense of loss in this public manner contemporaneous with the general feeling throughout the entire State of Delaware.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the members give expression of the regret they feel at the passing of William T. Bennett, a prominent figure in his community and a former member of the General Assembly.

BE IT FURTHER RESOLVED that the family of the deceased has the full sympathy of the members of the House of Representatives of the 122nd General Assembly of the State of Delaware which is extended by sending a copy of this Resolution to the members of the immediate family of the deceased, and

BE IT FURTHER RESOLVED that the text of this Resolution be made a part of the Journal of the proceedings of the House of Representatives of the 122nd General Assembly of the State of Delaware.

Mr. Hocker introduced **HB 585**—"An Act Making A Supplemental Appropriation in the Fiscal Year Ending June 30, 1964 to Honor An Obligation Incurred in the Fiscal Years 1956-57 to 1962-63." It was given its first reading by title only and assigned to Appropriations Committee.

Mr. Isaacs introduced **HB 586**—"An Act Permitting Georgetown Special School District to Transfer Surplus Funds From A Debt Service Account to the Fund Established From the Sale of Local Bonds." It was given its first reading only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 586**. The motion prevailed by voice vote.

Mr. Isaacs moved that **HB 586**—"An Act Permitting Georgetown Special School District to Transfer Surplus Funds From A Debt Service Account to the Fund Established From Sale of Local Bonds," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Fifer, Keenan, McGinnis, Quigley, Shockley—5.

HB 586 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 310/SA 3**—"An Act to Amend Section 1321, Title 14, Delaware Code, Relating to State Supported Salary Schedules for School Employees," having previously been deferred be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Fifer, Keenan, McGinnis, Quigley, Shockley, Shulties—6.

HB 310/SA 3 having received the constitutional majority, passed the House.

Mr. Clifton introduced **HS 1** for **HB 569**—"An Act Making A Supplementary Appropriation to the Delaware State Highway Department for A Survey of Public Lands." It was given its first reading by title only and assigned to Appropriations Committee.

Without objection the personal privilege of the floor was granted to Mr. Hale.

Mr. Eskridge introduced **HA 1** to **HB 498**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** be placed with the bill. Without objection it was so ordered.

Mr. Eskridge moved that **HB 566**—"An Act Authorizing the State Treasurer to Transfer Certain Balances to the General Fund of the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Fifer, Keenan, McGinnis, Quigley, Shockley, Shulties—6.

HB 566 having received the constitutional majority, passed the House.

The following Committee Report was given:

HB 573—Appropriations, 3 favorable, 2 on Merits.

Mr. Phillips moved that **SB 289**—"An Act to Amend Chapter 11, Title 17, Delaware Code, Relating to Regulation of Outdoor Advertising," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. George B. Thorbahn, President of Interstate Shelter-All.

It was regularly moved and seconded that action on **SB 289** be temporarily deferred. The motion prevailed by voice vote.

Mr. Quigley moved that the rules be suspended in order to submit a committee report. The motion was seconded. The motion prevailed by voice vote.

SB 293 with **SA 1**—Labor, 5 favorable.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 573**. The motion prevailed by voice vote.

Mr. Eskridge moved that **HB 573**—"An Act Making A Supplementary Appropriation to the State Treasurer," be given its third and final reading and taken up for consideration in order to pass the House.

Be It Enacted by the General Assembly of the State of Delaware:

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Fifer, McGinnis, Shockley—4.

HB 573 having received the constitutional majority, passed the House.

At 3:30 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P. M., Monday, April 27, 1963.

The motion prevailed by voice vote.

15th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:50 P. M., Monday, April 27, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 30 members present; 5 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

MEMBERS ABSENT—Messrs. Best, Blendt, Davidson, Isaacs, McGinnis—5.

The Clerk Proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HB 104—Revenue and Taxation, 5 favorable.

SB 155/HA 1—Revenue and Taxation, 5 favorable.

Without objection the personal privilege of the floor was granted to Mr. Dineen.

Following his remarks, without objection the following preamble to the budget bill was made part of the record.

I have asked for the privilege of the floor, Mr. Speaker, because I would like—before presenting this bill—to make a few remarks regarding its formation.

The bill which I am going to present is the budget which is recommended to the members of the General Assembly by the Joint Finance Committee. As the chairman of the House Appropriations Committee, I would like to take this opportunity to thank the members of that committee for the long hours of work which they devoted to this particular task. If true non-partisanship can ever be attained, it was achieved during the preparation of this bill.

I think all of the members of the Finance Committee recognized that the best which each of us could offer was necessary because of the seriousness of the work which had been assigned to us. I, for one, am convinced that each person on that committee worked for the entire State and all of its citizens and never once resorted to partisan thinking. I believe the result of the committee's deliberations will bear out this observation.

Because of this atmosphere of cooperation we are ahead of the schedule this year in presenting the budget to the members of the House. You are all aware that in even numbered years, the General Assembly begins its business about 30 days later than in odd numbered years. Last year, the budget was presented to the House on April first, passed by the House on April 16th and by the Senate on April 22d. A similar timetable this year would call for presentation of the budget on May first or shortly thereafter. Accordingly, we are a few days ahead of schedule at least in this phase of work.

I mentioned the atmosphere of cooperation which prevailed during the preparation of this budget. There is one negative point which I can cite to illustrate this condition. There is not—as far as I have been able to trace—a single item in this budget on which there was any clear dichotomy of the members of the Joint Finance Committee according to any identifiable interest.

There was no clear House-versus-Senate split; no Democrat-versus-Republican split; no Upstate-versus-Downstate split; no city-versus-rural split—in fact, as I said before, each member seemed intent on contributing what he felt he had to offer within the consensus that the majority decision should prevail on any one question.

There are two specific provisions which are in this budget which have been discussed at some length in the public forum of late. The first is the “line item salary” and the second is the maximum limit on salary increases in any one year.

It was the consensus of the committee that in view of certain conditions which prevail, these provisions should be retained. In the absence of any Department of Personnel or a Merit system, it is necessary that salaries should be subject to some central regulation—that is, that it should be a matter of policy rather than politics. If the control of this is surrendered by the representatives of the people to the various boards and commissions of the State, the many evils it could develop far out weigh the few benefits.

The General Assembly is expected to run the government of Delaware as a body composed of representatives of the people. It is expected to run the government by setting policies and goals and standards. Once established, these goals, standards and policies would serve as guides for the executive branch of the government.

The executive branch of this state government is presently dispersed and contains no clear mechanism for carrying out broad general statements of policy on matters of workloads and remuneration. Since this condition does prevail, and the members of the Joint Finance Committee felt that in an area which is percent of the total budget the people would want tighter rather than looser control, it was felt to be the responsibility of the General Assembly to take a stand as to what the salaries of certain key personnel should be and as to what the policy should be in the granting of raises when they are deserved.

The creation of a maximum increase in salary was brought about by the deliberate attempts in the past to frustrate the intent of the General Assembly. The legislature had received pleas for certain amounts of money which it was assured would be used to grant raises to each member of some department. Often this request was based on the need for "cost of living" increases. After the increase was authorized and a lump sum appropriated, the money was used to give top personnel excessive increases with little or nothing going to those at the bottom of the pay scale. To avoid this sort of thing in the future, the consensus of the Joint Finance Committee is that a ceiling on pay raises is advisable.

This, I might add, does not prevent any agency or employee from presenting a case to this legislature as to a specific need for exemption from this policy. I am always willing to listen to and consider specific cases, but I do **not** believe the General Assembly should delegate this power to any agency.

Mr. Speaker, when I mentioned that we are running slightly ahead of the pace set last year, I should also have mentioned one other accomplishment. We have changed the format of the budget.

For Example

Fiscal 65	Fiscal 64
Salary of Board Members	Salary of Board Members
Salary of Executive Head	Salary of Executive Head
Wages and Salaries of Employees	Wages and Salaries of Employees
Other Personal Services	
Travel	Travel
Contractual Services	
Supplies and Material	Repairs and Replacement
Capital Outlay	Equipment

When we adopted the Budget for Fiscal 1964 i.e. House Bill 166 I stated that if there were any errors or omissions that I would sponsor such corrections and changes at a later date. This was done with House Bills No. 307 and 357. May I state again at this time that after the enactment of this bill should we discover the need for changes or corrections that I shall again be glad to sponsor them at that time.

Mr. Dineen introduced **HB 587**—"An Act Making Appropriations to the Amount of \$110,230,550.00 for the Expense

of the State Government for the Fiscal Year Ending June 30, 1965." It was given its first reading by title only and assigned to Appropriations Committee.

Mr. Quigley moved that **SB 293/SA 1**—"An Act to Amend Title 19, Delaware Code, by Adding A New Chapter After Chapter 7 to be Known as Chapter 8 Entitled 'Protection of Employees Rights' by Providing for the Protection of the Interests of Employees Affected When the State of Delaware, Any Political Sub-division Thereof, Board, Commission, or Any Other Public Agency or Instrumentality of This State Operates or Takes Over the Operation of Any Transportation System by Rail, Bus or Other Conveyance Now Serving the General Public," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. James E. Abbott, President of Local #842, Bus Drivers' Union.

It was regularly moved and seconded that action on **SB 293** as amended with **SA 1** be deferred. The motion prevailed by voice vote.

Mr. Shockley introduced **HB 588**—"An Act Relating to the Marriage of Minors." It was given its first reading by title only and assigned to Judiciary Committee.

Mr. Shockley introduced **HB 589**—"An Act to Amend Title 10, Delaware Code, Section 8705(A) Relating to Fees and Costs." It was given its first reading by title only and assigned to Judiciary Committee.

A messenger from the Senate informed the House that the Senate had passed **HB 34/HA 1** and **HCR 26** and was returning the same to the House.

Mr. Hocker introduced **HS 1** for **HB 570**—"An Act to Amend § 543, Title 4, Delaware Code, Relating to Grounds for Refusal of A License to Sell Alcoholic Liquors." It was given its first reading by title only and assigned to Temperance Committee.

Mr. Younger moved that **SB 102**—"An Act to Amend Section 5004, Title 15, Delaware Code, Relating to the Use of Voting Machines," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 102** be temporarily deferred. The motion prevailed by voice vote.

At 3:28 P. M. it was regularly moved and seconded that

the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:43 P.M. the Speaker called the House to order.

Mr. Younger introduced **HR 166**—"In Reference to Election of Officers."

"WHEREAS Clara Webber was previously elected to the office of Supply Clerk but has resigned effective at the close of the legislative day, April 27, 1964,

NOW THEREFORE:

"BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Clara Webber is hereby relieved from the duties of Supply Clerk effective at the close of the legislative day, April 27, 1964.

"BE IT FURTHER RESOLVED that Kenneth Camille is hereby elected to the office of Supply Clerk as of April 28, 1964 to serve during the pleasure of the House of Representatives." It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 166** be adopted by voice vote. The motion prevailed.

Mr. Quigley introduced **HR 167**—"In Reference to the Election of Officers.

"WHEREAS, Ralph Vines was previously elected to the office of Sergeant-At-Arms to the House of Representatives of the 122nd General Assembly, but has since resigned,

"NOW THEREFORE,

"BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Ralph Vines is hereby relieved from the duties of Sergeant-At-Arms effective at the close of the Legislative Day, April 23, 1964.

"BE IT FURTHER RESOLVED that John J. Smith is hereby elected to serve as Sergeant-At-Arms effective with the commencement of the Legislative Day, April 27, 1964, to serve during the pleasure of the House."

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 167** be adopted by voice vote. The motion prevailed.

Mr. Shockley introduced **HB 590**—"An Act to Amend Title 24, Delaware Code, by Providing for the Creation of A Board of Electrical Examiners Prescribing Regulation for Reduction of Fire Hazards and Protection of Life and Property, Penalties for Violations and Making A Supplementary Appropriation to Carry Out These Provisions."

It was given its first reading by title only and assigned to committee on Revised Statutes.

Mr. Casey introduced **HB 591**—"An Act to Amend Section 2305, Title 14, Delaware Code, Relating to Education." It was given its first reading by title only and assigned to Education Committee.

Mr. Best presented a statement by the minority members of the Joint Finance Committee.

It was regularly moved and seconded that the report be made part of the record.

It was regularly moved and seconded that action on the minority report be deferred. The motion prevailed by voice vote.

Mr. Quigley moved that **SB 293**—"An Act to Amend Title 19, Delaware Code, by Adding A New Chapter After Chapter 7 to be Known As Chapter 8 Entitled 'Protection of Employees Rights' by Providing for the Protection of the Interests of Employees Affected When the State of Delaware, Any Political Sub-division Thereof, Board, Commission, or Any Other Public Agency or Instrumentality of This State Operates or Takes Over the Operation of Any Transportation System by Rail, Bus or Other Conveyance Now Serving the General Public," having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Jarrell, Keenan, Kirkby, Lowe, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Blendt, Davidson, Isaacs, McGinnis, Phillips—5.

NOT VOTING—Mr. Bartleson—1.

Having received the required constitutional majority **SB 293** as amended was declared passed the House.

The following Committee Reports were given:

SB 297—Public Buildings and Highways, 3 favorable, 2 on Merits.

SB 277—Appropriations, 4 favorable, 1 on Merits.

HB 440—Insurance and Building, 5 favorable.

HB 326—Appropriations, 3 favorable, 2 on Merits.

Without objection the following communication was made part of the record.

FROM: Charles K. Keil

On date indicated, the Governor approved the following legislation:

April 20, 1964—**HB 238/HA 2**

April 22, 1964—**HB 504/HA 1; HB 18; HB 576**

April 23, 1964—**HB 542**

April 24, 1964—**HB 521; HB 264**

At 5:57 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P. M., Tuesday, April 28, 1964.

The motion prevailed by voice vote.

16th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:07 P. M. on Tuesday, April 28, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

MEMBERS ABSENT—Messrs. Blendt, McGinnis—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HS 1 to HB 570—Temperance, 4 favorable, 1 on Merits.

HB 587—Appropriations, 3 favorable, 2 on Merits.

Without objection, the personal privilege of the floor was granted to Mr. Pratt.

A messenger from the Senate informed the House that the Senate had passed **SB 307** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 524, 535, & 564** and was returning the same to the House.

Mr. Hocker moved that **HB 563**—"An Act to Amend Section 717(d) Title 4, Delaware Code, Pertaining to the Time of Sales or Dispensing of Alcoholic Liquors," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Harrison Turner, Esq., House Attorney, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Busker, Clifton, Correll, Exley, Fifer, Hale, Hocker, Kirkby, Pratt, Walls—10.

NAYS—Messrs. Annett, Atkins, Best, Casey, Darling, Downs, Eskridge, Hanlon, Holloway, Isaacs, Keenan, Phillips, Shockley, Shulties, Younger, Mr. Speaker—16.

ABSENT—Messrs. Bartleson, Blendt, Dineen, Lowe, McGinnis, Quigley—6.

NOT VOTING—Mr. Wootten—1.

PRESENT—Messrs. Davidson, Jarrell—2.

HB 563 not having received the required constitutional majority, was declared lost.

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

Dover

Elbert N. Carvel
Governor

April 28, 1964

The Honorable Sherman W. Tribbitt
Speaker of the House of Representatives of the
122nd General Assembly of the State of Delaware
Dover, Delaware

Dear Mr. Speaker:

Here is my Capital Improvement Program and Budget Message which is presented to the members of the 122nd General Assembly of the State of Delaware for their consideration and action.

Respectfully submitted,

ELBERT N. CARVEL, Governor

m: Enclosure

Mr. President

Mr. Speaker

Members of the 122nd General Assembly:

Our State is undergoing rapid growth and urbanization. Rapid growth and urbanization result in the need for additional governmental services and facilities. Recognizing the growing demand for additional governmental needs and facilities, this Administration has sought to constructively change and improve the operation of the State government of Delaware.

Part of the efforts of this Administration to improve State government have been in fiscal management and in state planning. The revisions in fiscal management have resulted in more effective administration of the State's revenues and expenditures. With the cooperation of the General Assembly, this Administration established the State Planning Office which has been active for nearly two years.

No other program brings together these two separate reforms more effectively than the Annual Capital Budget and the Six-Year Capital Improvement Program. It is with a certain sense of accomplishment, therefore, that the first Annual Capital Budget for Fiscal Year 1965 and the first Capital Improvement Program for Fiscal Years 1965-1970 are now presented.

For the first time, the General Assembly will have the opportunity to view all of the projects as a whole. For the first time, the General Assembly will have an estimate of the State capital investment needs six years in advance. For the first time, the General Assembly will be able to examine capital improvement needs with an estimate of the future financial conditions of the State. With this information provided, the General Assembly will have a firm basis upon which it may determine appropriate legislative action.

Presented to the General Assembly are all of the capital improvement projects that are requested by this Administration for authorization for the utilization either of State general obligation bonds or of the divestiture funds.

The requests for legislative authorization for long-term debt are presented in a single omnibus bond bill including all the proposed projects to be financed in this manner. These projects are also summarized in Table 1 of the adopted Annual Capital Budget, Fiscal Year 1965 and Capital Improvement Program, Fiscal Years 1965-1970. The total

general obligation bond request amounts to \$20,326,100. Included with this legislation is a companion bill, **HB 581**, which incorporates the legal phraseology of bond acts for school capital improvements into the Delaware Code.

The projects being financed from divestiture funds can be authorized by legislation now pending with the General Assembly. It is recommended that **HB 477**, appropriating \$90,000 for the restoration of the Old State House, and **HS 1** for **HB 388**, appropriating \$3,250,000 for open space acquisition, be enacted, as well as **SB 283** which appropriates \$100,000 for obtaining Fort Miles. This should be followed by **HB 453** and **HB 454** which provide for the establishment of a Capital Investment Trust Fund for the utilization of the divestiture funds.

These requests for authorization are based on the Annual Capital Budget which is now presented to you. This Budget includes all capital improvement projects that have been previously enacted during this fiscal year, as well as those projects for which authorization is proposed.

The Annual Capital Budget is the first year of the Six-Year Capital Improvement Program. This six-year program requires no legislative action, but simply indicates the estimated capital improvement requirements over the coming six fiscal years.

One of the main purposes of the Six-Year Capital Improvement Program is to effectuate a State-wide Comprehensive Development Plan which is now under preparation by the State Planning Office. That Plan will guide the long-range future development by the planned provisions of State facilities. To implement the required State facilities, a Capital Improvement Program is utilized. Since the Delaware State Planning Office has been in existence for a short period of time, a State Comprehensive Development Plan has yet to be prepared. Since decisions regarding State facilities will continue to occur, the Capital Improvement Program provides a means by which sound judgment can be exercised while the State Development Plan is being prepared.

Capital improvement programming is an orderly process of planning for the expenditure of public funds for meeting the expressed needs for capital facilities. Thus, one of the objectives of the Capital Improvement Program is to establish a logical procedure for this activity of State government.

It is important that proposed projects be considered in relationship to total State Capital requirements and the future fiscal situation of the State. An overall view of State facility needs is one objective of the Capital Improvement Program. From such a comprehensive view we are able to establish policy regarding the relative priorities and urgency of certain kinds of projects in relationship to the total capital expenditures.

Since future needs and capacity are subject to change, it is important that the Six-Year Capital Improvement Program remain flexible. Only the first year of the Program or the Capital Budget, when translated into legislative authorization for the expenditure of funds, will be relatively fixed. Each of the remaining years will be reassessed as a part of subsequent Capital Improvement Programs.

The Six-Year Capital Improvement Program includes \$268,557,000 of State funds which are distributed in the following manner:

- \$126,641,000, or approximately 47% for highways;
- \$ 71,634,000, or approximately 27% for local
school construction;
- \$ 30,146,000, or approximately 11% for higher
education; and
- \$ 40,136,000, or approximately 15% for other
State agencies.

The total Six-Year Capital Improvement Program is \$18,268,000 less than what the program would have been if some projects had not been deferred beyond fiscal year 1970. This deferral was necessitated by the legal debt limitation recently imposed by the enactment of S.B. 130. This legal debt limitation controls the amount that can be authorized for State general obligation bonds so that total debt service payments in a particular fiscal year do not exceed a certain percentage of the general fund of the previous year. Under this limitation, the total debt service payment for fiscal 1964 cannot exceed 30% of the fiscal 1963 general fund. This percentage is reduced each subsequent year to 20% of the fiscal 1973 general fund representing the limit for the permitted debt service payments in 1974.

This method of debt limitation provides relatively liberal debt service controls in its earlier years which represent an additional debt service obligation in later years when the debt limitation is relatively more stringent. It is apparent

that in the later years the debt service limitation may be overly confining.

While some form of debt service limitation is desirable, to establish this particular method of debt limitation as a part of the State Constitution, as is currently proposed, will impose rigid controls upon future State legislatures and administrations, and consideration of this effect should be given by the members of the 123rd General Assembly before passing the final leg of the proposed Constitutional Amendment authorizing debt ceilings.

It seems incumbent on both the Administration and the General Assembly of the State to be concerned with the future needs of the State as well as its future financial condition. We should recognize the impact upon our future development resulting from the decisions made by this State government. The Six-Year Capital Improvement Program will be of material assistance to this and future General Assemblies and Administrations as they seek to make decisions in the best public interest.

Mr. Eskridge introduced **HB 592**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for Capital Improvements and Expenditures in the Nature of Capital Investments and for Improvements to the Public School System of the State as Provided in the Annual Capital Improvement Budget for the Fiscal Year 1965 and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to Various Agencies of the State."

It was given its first reading by title only and assigned to Public Buildings and Highways Committee.

The following Committee Report was given:

HB 579—Judiciary, 3 favorable, 2 on merits.

Without objection the personal privilege of the floor was granted to Mr. Exley.

Mr. Best introduced **HB 593**—"An Act to Transfer Funds Appropriated by Chapter 31, Volume 54, Laws of Delaware."

It was given its first reading by title only and assigned to Appropriations Committee.

Mr. Busker took the place of Mr. Tribbitt as presiding officer.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 579**. The motion prevailed by voice vote.

Mr. Tribbitt moved that **HB 579**—"An Act to Amend Title 10, Delaware Code, Providing for the Appointment of a Deputy Administrator to the Chief Justice of the Supreme Court to Assist in the Supervision of the Justices of the Peace and Designating the Duties, Salary and Term of Office Thereof," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Keenan, McGinnis—3.

PRESENT—Mr. Bartleson—1.

HB 579 having received the constitutional majority, passed the House.

At 3:52 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:29 P.M. the Speaker called the House to order.

It was regularly moved and seconded that the Minority Report of the Joint Finance Committee be received and made part of the Record.

It was regularly moved and seconded that the motion to receive and record the Minority Report be laid on the table. The Roll Call revealed.

YEAS—Messrs. Atkins, Clifton, Dineen, Hanlon, Shockley—5.

NAYS—Messrs. Annett, Bartleson, Best, Casey, Correll, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shulties, Walls, Wootten, Mr. Speaker—24.

ABSENT—Messrs. Blendt, Busker, McGinnis, Quigley, Younger—5.

NOT VOTING—Mr. Darling—1.

Not having received the required majority for passage, the motion was declared lost.

On the motion to receive and record the minority report, the question prevailed by voice vote.

Joint Statement by: William T. Best and T. Lees Bartleson—

We, the Republican members of the Joint Finance Committee, have been involved during the past several weeks in the preparation of the Budget Bill for the fiscal year beginning July 1, 1964.

While we have joined in signing this bill in order to avoid depriving state agencies of operating funds in another 70 days, we are extremely displeased about certain methods used in preparing this bill and with some of the decisions reflected in it.

We believe these matters are of sufficient importance to the greater good of the citizens of Delaware to warrant a special report detailing them.

Furthermore, despite our signing the Budget Bill, we reserve the right to introduce any amendments we deem necessary.

During the weeks of deliberation by the Joint Finance Committee, four major areas of concern—some of which are not new problems—have been underscored. They are:

1. The excessive use of executive sessions and the aura of secrecy in which the public budgets of public agencies are discussed and revised by elected public officials.

2. The absolute waste of time by the Joint Finance Committee in duplicating the efforts of the Permanent Budget Commission and the State Budget Director; also, the refusal of the executive branch to cooperate with the legislature in trying to eliminate such duplication of effort.

3. The unfair treatment of state employees through the arbitrary creation of a \$300 limit on annual pay increases, and the lack of uniform pay scales for persons doing the same work in different agencies of the state government.

4. The excessive use of the line item salary listings by which the Joint Finance Committee often usurps the administrative authority of the board or commission responsible for the operation of an executive agency.

We will explain these situations and offer recommendations to correct them.

First, as to the matter of secrecy:

Over the years, the Joint Finance Committee has developed the habit of conducting the most important part of its work in executive or secret session. While the press and interested citizens are permitted to be present when the various state agencies appear before the committee to make their fund requests, the deliberations and decisions of the Joint Finance Committee take place in closed meet-

ings. Since the business of the committee is conducted by elected public officials, and since its business involves the use of public monies by public agencies, there is no defensible reason for such secrecy. It would seem that many unwarranted decisions of the Joint Finance Committee are based on political considerations and personal prejudices. These would probably not occur were the press present.

Second, as to the waste of time and duplication of effort:

Under existing conditions, the Joint Finance Committee, and the executive directors and board members of state agencies spend weeks merely going over the same agency requests that were presented to and decided upon by the Permanent Budget Commission and the State Budget Director. Although the Governor has been requested on two occasions, in writing in 1962 and verbally in 1963, to provide written accounts of his hearings and the reasons for his decisions on agency requests for the use of the Joint Finance Committee, he has not done this.

As a result, it would seem at least three weeks of the Joint Finance Committee's hearings are an unnecessary repeat of the hearings held by the Governor and his Budget Director. With all this repetition and waste of time, the result of the committee hearings this year was the restoration of only \$116,000.

Third, in the matter of unfair treatment of state employees:

The Joint Finance Committee has set an arbitrary \$300-a-year limit on pay increases for state workers. This is an administrative decision which each board or commission should have the freedom to make in judging the relative merits of its employees. Ironically, the same Joint Finance Committee has exceeded its own limit in giving pay increases to certain state employees. For instance, the superintendent of the Mosquito Control Division of the State Highway Department was awarded a \$2,000 a year pay increase by the committee last year, and was awarded another \$500 annual increase this year, over the recommendations of the Governor and Budget Director. Should this particular employee's private business association with the chairman of the Joint Finance Committee be overlooked?

Furthermore, we can find no effort to coordinate salaries paid to state employees for similar work in different agencies. The Governor's Council of Presidents and Executives is said to have rejected proposals for a merit system, and

its watered-down cousin, Uniform Job Classification, appears to have died in a Senate Committee.

Fourth, as to the usurpation of executive authority through use of line item salaries:

The Joint Finance Committee has developed the habit of using the "line item" technique to control the salaries of certain state employees, usually the professional head of a major agency. Originally, the line item was reserved for salaries set by statute. However, the broadened use of this device takes away from the boards or commissions their administrative authority to decide how much such professional agency heads should be paid. The public is aware of the fact that, in recent years, a number of qualified professional workers such as executive heads of the Board of Corrections, the Water Pollution Commission, and the Board of Medical Examiners have resigned because of the treatment they have been accorded by certain dominant members of the Joint Finance Committee. The executive head of the Board of Health threatened to resign last year for the same reason. In each of these cases, the boards given the authority to run their agencies were overruled by the Joint Finance Committee on what should have been administrative decisions.

The Budget Bill prepared during the past few weeks contains another glaring mis-use of the line item salary device. We refer to the new State Superintendent of Public Instruction. Regardless of any debate of his ability, his financial worth, or his place of prior residence, the State Board of Education exercised its statutory responsibility in deciding to hire him and in making necessary salary commitments. The man left a responsible job in another state to assume his duties here in good faith. Now the Joint Finance Committee, because of the particular prejudices of certain of its members, has slashed the State Superintendent's salary from the \$19,500 recommended by the Governor and the Budget Director to \$17,500. This is a breach of good faith and one which the Joint Finance Committee had no right to commit. It is because of such usurpation of executive authority that Delaware will continue to lose qualified professional employees and find it increasingly difficult to attract new ones in the future.

In another case, the Joint Finance Committee has carried the use of the line item salaries to such ridiculous extremes that, in the proposed budget, it fixes the salary of a secretary in one agency at \$200 a year.

These are some of the major deficiencies we have found in the preparation of the Budget Bill. Some of the remedies are obvious and, in fact, have been suggested repeatedly in recent years through introduction of remedial legislation.

We believe them of such importance as to bear repeating. We suggest the following:

1. Elimination of the excessive use of executive sessions by the Joint Finance Committee so that the public can know all of the reasons for the fixing of certain salaries and appropriations.

2. Creation of a Department of Finance which would assist state agencies in the preparation of their budgets and cooperate with the legislature to avoid duplication of time and effort in preparing budget legislation.

3. The creation of a full-time, bipartisan staff of the General Assembly—one not disrupted by election results—to assist legislators in the preparation of bills and in accumulating background information which would be of help to individual legislators and working committees such as the Joint Finance Committee.

4. Enactment of an effective merit system bill covering all state employees, setting uniform job classifications and pay scales, and providing suitable standards for merit increases and promotions.

5. Elimination of the use of line item salaries in budget bills except where such salaries are fixed by statute.

It is unfortunate that many of these recommendations will not be accepted in the near future because they have been the subject of partisan political debate in the past. Actually, many of the practices we find distasteful are used by some members of the majority party to implement their personal and political control of state agencies and to perpetuate their party's power in Delaware.

At 5:43 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, April 29, 1964.

The motion prevailed by voice vote.

17th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:41 P.M., on Wednesday, April 29, 1964.

There was a prayer by Mr. Annett.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 31 members present; 4 absent.

PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Mr. Speaker—31.

ABSENT—Messrs. Keenan, McGinnis, Quigley, Younger—4.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Report was given:

HB 575—Public Buildings and Highways, 3 favorable, 2 on merits.

Mr. Isaacs introduced **HB 594**—"An Act to Establish a Family Court for the State of Delaware by Merging into one Court the Family Court of the State of Delaware, in and for New Castle County and the Family Court of Kent and Sussex Counties, and to provide for its Organization, Duties, Powers and Procedures, to Increase its State-Wide Jurisdiction and to Amend the Delaware Code to Conform to this Act."

It was given its first reading by title only and assigned to the House Joint Corrections Committee.

Without objection the following communication was made part of the record.

J. Reynolds Pratt, Rep.
Third District
Kent County

Mr. Speaker:

I request the personal privilege of the floor.

Mr. Speaker: The Wilmington Morning News of Monday, April 27, under a headline on page 11 published an item stating that the Insurance Commission had written me a letter advocating that **HB 399** be amended to transfer the authority for purchasing insurance on State property from the Insurance Department to the Building and Grounds Commission. By way of comment I want to make this statement: "The Commissioner, who I respect highly, could have extended the courtesy to a member of the legislature of delaying any such announcement until that member had received his communication. This he chose not to do. I

concede that he had a right to release the item, however, if he expects co-operation from this member, at least he must realize this is not the way to acquire such co-operation. This was his decision. As a result, I feel it incumbent upon me to set the record straight.

HB 399 was reported out of Committee last October 10th. When it was reported from Committee I carefully examined the bill and found that while it might be, and here I quote from the newspaper article the statement of the Commissioner—"entirely adequate"—end of quote—to do the job, it had at least one glaring error and gimmick or two. The error is in Section 2 of the bill which attempts to repeal a section dealing with the Secretary of the Highway Commission which is obviously irrelevant to **HB 399**. I found that Section 337A, a new section, includes a provision that the first \$500.00 of any loss shall be borne by the agency suffering the loss. This seemed to me to be unwise. I will not go into the reasons for this opinion except to say that after discussing it with several members I found them in agreement with me. The bill strikes the word real before property in Section (f) relating to school districts. If the department is now purchasing insurance on property of school districts, other than real property, it is doing so in violation of Section (f) of the Code as now written. 1961 Amendment. Furthermore, **HB 399** sets up an entirely new fund under control of the Governor, Auditor of Accounts and the Commissioner for the purpose of receiving the estimated savings on insurance premiums which is to be used to pay losses occurring within the \$100,000 deductible now included in policies of insurance covering state property, except of course, the first \$500.00 of loss which must be borne by the agency suffering the loss. I have mental reservations on setting up such a fund.

Mr. Speaker and members of the House, I have taken your time up to this point to try and establish the fact that this bill is not and I quote the Commissioner, again as reported by the Press—quote "I am hopeful that this change will take the bill out of the political bog in which it is apparent has become mired down." For the information of the members of this House, the Commissioner and the public, the bill has never been "mired down." The members of the majority party and myself have only been doing what is our sworn duty—i.e. To legislate for the benefit of the public as a whole, not for a department of the State Government, the Commissioner or any other group or individual. That we are trying to do and will continue to

do despite pressures of any kind regardless of where they emanate from. As Chairman of Banking and Insurance I have endeavored to co-operate with the Insurance Department and will continue to do so. Commissioner at least partially responsible for delay. I wrote him asking for outline of events leading to necessity of **HB 399**. No reply until asked for it. Received 4/14. However, I serve notice on anyone or any group that in so far as I am concerned all bills introduced by me, and/or coming within the jurisdiction of the Committee will be scrutinized very carefully. I don't care how long this takes. We still will try to do our job conscientiously and for the benefit of the citizens of the State of Delaware.

Mr. Speaker: While I have the privilege of the floor I want to make a brief statement in connection with the present method of purchasing State Insurance. First, I am opposed as a matter of principle of bidding for a professional service. It makes just as much sense to bid insurance which is a professional service, as to ask the legal profession, or accounting profession, or for that matter a doctor, who I feel sure would not put their service out to bid. Let us take a look at what can happen when insurance is placed on bids:

It is noteworthy that such bids are predicated on two factors. The basic rate of coverage on the risk involved and the amount of commission payable to the agent submitting the bid. Under the assumption that the first element mentioned is standard (the basic coverage rate) it is obvious that the only variation in bids has to be a variation in commission since the two elements accumulatively make up the premium price quoted. Placing the insurance in the category of award to the lowest bidder would seem to be encouraging agents to reduce their ordinary commission in order to qualify as low bidder. In effect then the premium quoted by such a low bidder would be in the nature of a rebate of a portion of his normal commission to the insured in order to secure the business.

The foregoing practice would not only be an unethical business practice but would be a cause for revocation of the license of such successful bidder resorting to this method to secure business (See Title 18,—2103, Delaware Code). It is certainly an anomaly if nothing else that those charged with the responsibility of purchasing State Insurance aware of all particulars of the Insurance business should not only encourage this practice by submitting coverages for bids but blind their eyes and turn their back on the

obvious tactics of the successful low bidder in indulging in a reprehensible violation of the spirit of the law if not the law itself and in engaging in unorthodox and unethical methods to secure the award given out by those responsible.

I submit that the present policy in purchasing insurance, if not calculated to, does in effect, "suck the life blood" from the Local Independent Agent and permits the large insurance company to reap whatever benefits remain after the agents compensation has been reduced to the diminishing point. Mr. Speaker; I conclude with this thought; do we, as members of this Assembly, want to be a part of permitting and condoning a practice to continue that if not violating the law itself, violates its spirit. Do we want to be a part of a program that may put in jeopardy the right of even one firm, one individual to practice the profession of insurance in this state??? Rather than be a part of such a program, I for one would go so far as to advocate complete self insurance.

Mr. Annett introduced **HB 595**—"An Act to Amend Chapter 1, Title 17, Delaware Code, Relating to Highways."

It was given its first reading by title only and assigned to Public Buildings and Highways Committee.

Mr. Shulties introduced **HR 168**—"In Reference to the Election of Officers."

"WHEREAS, Harry L. Holloway was previously elected to the office of Door Tender for the House of Representatives but has resigned effective at the close of the Legislative Day, April 27, 1964,

"NOW THEREFORE,

"BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that Harry L. Holloway be relieved of his duties as Door Tender of the House effective at the close of the Legislative Day, April 27, 1964.

"BE IT FURTHER RESOLVED that Henry Kates is hereby elected to the office of Door Tender effective at the commencement of the Legislative Day, April 28, 1964, to serve during the pleasure of the House."

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 168** be adopted by voice vote. The motion prevailed.

Mr. Busker introduced **HB 596**—"An Act to Amend Title 18, Delaware Code, Relating to Insurance." It was given its first reading by title only and assigned to Committee on Insurance and Banking.

The following Committee Reports were given:

HB 588—Judiciary, 1 favorable, 4 on merits.

HB 589—Judiciary, 3 favorable, 2 on merits.

Mr. Best introduced **HA 1** to **SB 263** as amended.

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **SB 263** be placed with the bill. The motion prevailed.

Mr. Hocker moved that **HS 1** for **HB 570**—"An Act to Amend § 543, Title 4, Delaware Code, Relating to Grounds for Refusal of a License to Sell Alcoholic Liquors," be given its third and final reading and taken up for consideration in order to pass the House.

The privilege of the floor was granted to Gerald Berkowitz, Esq., House Attorney, to explain the bill.

The privilege of the floor was granted to Mr. William R. Murphy, of the Delaware Bay and River Authority.

It was regularly moved and seconded that action on the bill be deferred.

The motion prevailed by voice vote.

At 3:26 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:25 P.M. the Speaker called the House to order.

The following Committee Reports were given:

HB 513—Appropriations, 5 favorable.

HB 514—Appropriations, 5 favorable.

HB 515—Appropriations, 5 favorable.

HB 516—Appropriations, 5 favorable.

HB 517—Appropriations, 5 favorable.

HB 518—Appropriations, 5 favorable.

HB 519—Appropriations, 5 favorable.

HB 520—Appropriations, 5 favorable.

HB 527—Appropriations, 3 favorable, 2 on merits.

HB 528—Appropriations, 3 favorable, 2 on merits.

HB 529—Appropriations, 5 favorable.

HB 530—Appropriations, 5 favorable.

HB 565—Appropriations, 3 favorable, 2 on merits.

HB 593—Appropriations, 4 favorable, 1 on merits.

HS 1 for **HB 569**—Appropriations, 3 favorable, 2 on merits.

HB 585—Appropriations, 4 favorable, 1 on merits.

HB 555—Appropriations, 4 favorable, 1 on merits.

HB 554—Appropriations, 3 favorable, 2 on merits.

HB 553—Revised Statutes, 2 favorable, 2 on merits.

HB 568—Revised Statutes, 4 favorable.

HB 157—Education, 4 favorable.

SB 296—Appropriations, 1 favorable, 3 on merits.

Mr. Dineen moved that **HB 587**—"An Act Making Appropriations to the amount of \$110,230,550.00 for the expense of the State Government for the fiscal year ending June 30, 1965," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Best, McGinnis, Younger—3.

PRESENT—Mr. Blendt—1.

HB 587 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **HR 169**—"Expressing the Best Wishes of the House of Representatives of the 122nd General Assembly to Representative Jacob A. Correll on his Birthday."

WHEREAS, the members of the House of Representatives of the 122nd General Assembly have learned that April 29 is the birthday of Representative Jacob A. Correll, and

WHEREAS, the members of the House wish to express their best wishes to Representative Correll who is 32 years less than 100 years.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the best wishes of its members for the continued good health and happiness of Representative Correll for many more years are hereby extended to him.

BE IT FURTHER RESOLVED that a copy of this Resolution be entered on the Journal of the House, a copy delivered to the press and a copy be given to Representative Correll.

It was given its first and only reading in its entirety only. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 169** be adopted by voice vote. The motion prevailed.

Mr. Phillips introduced **HR 170**—"Relating to the Election of Officers."

WHEREAS, the following persons have previously been elected to the offices appearing opposite their names but have resigned effective at the close of the Legislative Day, April 27, 1964.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the following persons are relieved from their duties effective at the close of the Legislative Day, April 27, 1964:

Aaron Edmonds	Door Tender
Frank Ingram	Door Tender
Carl M. Wright	Sgt. at Arms

BE IT FURTHER RESOLVED that the following persons are hereby elected to the office appearing opposite their names effective April 28, 1964 to serve during the pleasure of the House of Representatives:

Mildred Dorant	Door Tender
Corlyn Bryan	Door Tender
Winnie Cavender	Sgt. at Arms

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 170** be adopted by voice vote. The motion prevailed.

At 6:00 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Thursday, April 30, 1964.

The motion prevailed by voice vote.

18th LEGISLATIVE DAY — Second Regular Session

The Speaker, Mr. Eskridge, called the House to order at 2:50 P.M. on Thursday, April 30, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 28 members present; 7 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Pratt, Shulties, Walls, Younger—28.

MEMBERS ABSENT—Messrs. Fifer, McGinnis, Phillips, Quigley, Shockley, Wootten, Mr. Speaker—7.

The Clerk proceeded to read the Journal of the previous session when Mr. Busker moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HB 533—Rev. and Tax., 5 favorable.

SB 69—Rev. and Tax., 4 favorable.

Mr. Dineen introduced **HB 597**—"An Act Making a Supplementary Appropriation to the Delaware Civil War Centennial Commission." It was given its first reading by title only and assigned to Committee on Appropriations.

Mr. Dineen introduced **HA 1** to **HB 581**. It was given its first and only reading in its entirety. It was regularly moved and seconded that the amendment be temporarily laid on table until the bill is returned. Without objection it was so ordered.

The following Committee Report was given:

SB 301—Temperance, 5 favorable.

Mr. Pratt introduced **HB 598**—"An Act to Amend Chapter 9, Title 18, Delaware Code, Relating to Valuation and Nonforfeiture Requirements of Industrial Life Insurance Policies." It was given its first reading by title only and assigned to Committee on Insurance and Banking.

Mr. Hocker moved that **HS 1** for **HB 570** having previously been deferred be taken up for consideration in order to pass the House.

Mr. Hocker introduced **HA 1** to **HS 1** for **HB 570**. It was given its first and only reading in its entirety. It was

regularly moved and seconded that **HA 1** to **HS 1** to **HB 570** be adopted by voice vote. The motion prevailed.

It was regularly moved and seconded that the results of the roll call on **HS 1/HA 1** to **HB 570** be laid on the table. The motion prevailed by voice vote.

The following Committee Reports were given:

SB 287—Education, 3 favorable.

HB 591—Education, 3 favorable.

HB 581—Education, 3 favorable.

It was regularly moved and seconded that **HA 1** to **HB 581** be placed with the bill. The motion prevailed.

A messenger from the Senate informed the House that the Senate had passed **SB 310** and requested the concurrence of the House.

Mr. Isaacs introduced **HA 1** to **HB 594**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 594** be placed with the bill. The motion prevailed.

A messenger from the Senate informed the House that the Senate had passed **House Bills 354, 401, 544, and 550** and was returning the same to the House.

It was regularly moved and seconded that **HB 555** be restored to committee. The motion prevailed by voice vote.

It was regularly moved and seconded that **HB 555** be stricken from the calendar. The motion prevailed by voice vote.

Without objection the following communication was made part of the record.

FROM: Charles K. Keil

On date indicated, the Governor approved the following legislation:

April 27, 1964—**HB 233; HB 270/HA 1 & SA 1; HB 503; HB 540; HB 551/HA 2 & 3; SB 16; SB 186; SB 244.**

April 28, 1964—**HB 214/SA 1; SB 126.**

April 30, 1964—**HB 310/SA 3.**

At 3:10 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Monday, May 4, 1964. The motion prevailed by voice vote.

19th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:20 P.M. on this date, Monday, May 4, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Davidson, McGinnis, Quigley—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HB 590—Revised Statutes, 4 favorable, 1 on merits.

HB 561—Education, 3 favorable.

HB 597—Appropriations, 5 favorable.

HB 592—Public Buildings and Highways, 2 favorable, 3 on merits.

SB 278—Public Buildings and Highways, 4 favorable, 1 on merits.

A messenger from the Senate informed the House that the Senate had passed **HS 1/HA 1** to **HB 419** and **HB 586** and was returning the same to the House.

Mr. Eskridge moved that **HB 578**—"An Act Creating 'The Court of Common Pleas for the State of Delaware'; Prescribing the Powers and Jurisdiction of Said Court; Providing for the Appointment, Number and Term of the Judges of Said Court, and the Salaries and Payment of the Judges and Other Officers and Employees of Said Court; Providing for a Seal and Rules; Providing for the Powers and Duties of Officers or Employees of the Court; Providing for the Service of Process and Trial Procedures in Civil and Criminal Cases; Providing for the Temporary Assignment of a Judge of the Superior Court to the Court of Common Pleas; Providing for the Transfer of Certain Causes from the Superior Court to the Court of Common Pleas;

Providing for the Validity of Certain Judgments which may Exceed the Jurisdiction of the Court; Providing for the Disposition of Pending Cases in the Courts of Common Pleas for the Respective Counties; and Repealing Chapters 13, 15 and 16 of Title 10, Chapters 53, 55 and 56 of Title 11, Delaware Code of 1953, and Amending Section 2701 of Title 11 of Said Code," be given its third and final reading and taken up for consideration in order to pass the House:

Mr. Eskridge moved that **HA 1** to **HB 578** having previously been placed with the bill, be adopted. On the question, "Shall This Bill Pass the House?" the roll call revealed:

YEAS—Messrs. Annett, Bartleson, Casey, Clifton, Correll, Downs, Fifer, Hale, Hanlon, Hocker, Holloway, Keenan, Lowe, Pratt, Quigley, Shockley, Walls, Younger—18.

NAYS—Messrs. Atkins, Best, Blendt, Busker, Darling, Davidson, Dineen, Eskridge, Exley, Isaacs, Jarrell, Kirkby, Phillips, Shulties, Wootten, Mr. Speaker—16.

ABSENT—Mr. McGinnis—1.

HA 1 to **HB 578** having received the constitutional majority, declared adopted.

Without objection the privilege of the floor was extended to the Honorable James A. Gallo, Judge of the Court of Common Pleas of New Castle County. The privilege was declined.

Without objection the privilege of the floor was granted to the Honorable Charles L. Terry, Jr., Chief Justice of the Supreme Court of the State of Delaware, to explain the bill.

It was regularly moved and seconded that action on **HB 578** as amended with **HA 1**, be deferred. The motion passed by voice vote

Mr. Eskridge moved that **HB 498**—"An Act to Amend Chapter 69, Title 29, Delaware Code, Relating to Competitive Bidding," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Eskridge moved that **HA 1** to **HB 498** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker,

Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis, Quigley—3.

HB 498/HA 1 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 567**—"An Act to Amend Chapter 171, Volume 54, Laws of Delaware, Entitled: 'An Act to Provide for the Enlargement and Improvement of the System of Free Public Schools of Delaware; Appropriating Money for Said Purpose; 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 Authorizing the Acceptance of Federal Funds for Building Purposes and Creating Local School Building Commissions,'" be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Keenan, Lowe, McGinnis, Quigley—4.

HB 567 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 513**—"An Act to Aid Certain Fire Companies which are Organized to Extinguish Fires or Maintain Ambulances or Rescue Trucks, by Making Appropriations for them," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt,

Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis, Quigley—3.

HB 513 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 514**—"An Act to Aid Homes for the Aged by Appropriating Money to Palmer Home, Incorporated and Layton Home for Aged Colored Persons," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis, Quigley, Shulties—4.

HB 514 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 515**—"An Act Making an Appropriation to the Prisoners Aid Society of Delaware for the Operation of the 308 West Residence," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Hale, Keenan, Quigley—3.

HB 515 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 516**—"An Act to appropriate Moneys to Certain Hospitals in the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Keenan, Quigley, Younger—3.

HB 516 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 517** be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 517** be temporarily deferred. The motion prevailed by voice vote.

Mr. Eskridge moved that **HB 518**—"An Act Appropriating Funds to the American Legion and American Legion Auxiliary for Expenses to be Incurred in Connection with the Holding of Boys' State and Girls' State," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Quigley—1.

HB 518 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 519**—"An Act Appropriating Certain Moneys to the Delaware State Fair Inc. for Prizes," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis,

Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Quigley—1.

HB 519 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 520**—"An Act to Aid Certain Organizations which Maintain an Ambulance in the Public Service, by Appropriating Moneys for Maintenance of the Ambulances," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Quigley—1.

HB 520 having received the constitutional majority, passed the House.

At 4:03 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:54 P.M. the Speaker called the House to order.

Mr. Eskridge introduced **HA 2** to **HB 326**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 326** be adopted by voice vote. The motion prevailed.

Mr. Shulties moved that **HB 326/HA 2**—"An Act to Amend Chapter 66, Title 16, Delaware Code, by the Addition of New Sections for the Establishment and Administration of a State Fire School and to Provide a Supplementary Appropriation for its Operation," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Shulties moved that **HA 1** to **HB 326** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Fifer, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

NOT VOTING—Messrs. Best, Casey, Downs, Hale—4.

PRESENT—Mr. Bartleson—1.

HB 326/HA 1 & 2 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **HA 1** to **HB 517**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 517** be adopted by voice vote. The motion prevailed.

Mr. Eskridge moved that **HB 517/HA 1**—“An Act Appropriating Money to the Delaware Safety Council, Inc.,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Walls, Wootten, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Annett, Shulties, Younger—3.

HB 517/HA 1 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **HA 2** to **HB 578**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 2** to **HB 578** be adopted. The roll call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Clifton, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Walls, Wootten, Mr. Speaker—21.

NAYS—Messrs. Casey, Correll, Fifer, Hale, Hanlon, Hocker, Holloway, Jarrell, Keenan, Quigley, Shockley—11.

ABSENT—Messrs. Annett, Shulties, Younger—3.

HA 2 having received the required majority, declared adopted.

Mr. Eskridge moved that **HB 578/HA 1 & 2** having previously been deferred be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Wootten, Mr. Speaker—24.

NAYS—Messrs. Hanlon, Hocker, Holloway, Keenan, Quigley, Shockley, Walls—7.

ABSENT—Messrs. Annett, Shulties, Younger—3.

PRESENT—Mr. Fifer—1.

HB 578/HA 1 & 2 having received the constitutional majority, passed the House.

Mr. Quigley moved that **HB 478**—"An Act to Amend Chapter 33, Title 19, Delaware Code, Relating to Unemployment Compensation," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Frank O'Donnell, Esq., to explain the bill.

It was regularly moved and seconded that action on the bill be deferred. The motion prevailed by voice vote.

SB 307—"An Act Making An Appropriation to the Delaware Commission of Shell Fisheries for the Transplanting of Oysters in Indian River," was given its first reading by title only and assigned to Committee on Appropriations.

SB 310—"An Act to Amend Section 5004, Title 15, Delaware Code Relating to the Use of Voting Machines in School Board Elections." It was given its first reading by title only and assigned to Committee on Elections.

It was regularly moved and seconded that the results of the roll call on **HS 1/HA 1** to **HB 570** be lifted from the table. The motion prevailed by voice vote.

It was regularly moved and seconded that the results of the roll call on **HS 1/HA 1** to **HB 570** be laid on the table. The motion prevailed by voice vote.

Mr. Shockley introduced **HB 599**—"An Act to Amend 'An Act Making Appropriations for the Expense of the State Government for the Fiscal Year Ending June 30, 1964', Being Chapter 31, Volume 54, Laws of Delaware, in Respect to Appropriations to the Department of Public Welfare by Making Transfers in Certain Appropriation

Items Therein.” It was given its first reading by title only and assigned to Committee on Appropriations.

At 7:10 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M., Wednesday, May 6, 1964. The motion prevailed by voice vote.

20th LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:12 P.M. on Wednesday, May 6, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 35 members present; 0 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—35.

MEMBERS ABSENT—None.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

A Communication was read from the 4th Grade of Millsboro School Number 23.

The following Committee Reports were given:

SB 290—Appropriations, 2 favorable, 2 on merits.

HB 386—Rev. and Tax., 4 favorable, 2 on merits.

HB 599—Appropriations, 2 favorable, 2 on merits.

SB 307—Appropriations, 2 favorable, 1 on merits, 1 unfavorable.

A messenger from the Senate informed the House that the Senate had passed **SB 312** and requested the concurrence of the House.

He also informed the House that the Senate had passed **House Bills 531, 547/HA 1, 548/HA 1 & 2, HB 574/SA 1** and was returning the same to the House.

Mr. Eskridge moved that **HB 529**—“An Act to Aid Veterans’ Organizations and Their Services to Veterans by Making an Appropriation Therefor,” be given its third and

final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Hanlon, Holloway, McGinnis, Shockley—5.

HB 529 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 527**—"An Act Appropriating Moneys to the State Soil Conservation Commission for the Construction, Improvement and Protection of Ditches in the Several Counties," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Hanlon, Holloway, McGinnis, Shockley—5.

HB 527 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 528**—"An Act to Amend Chapter 39, Title 7, Delaware Code, Relating to Soil and Water Conservation Districts by Providing for Annual State and County Appropriations to the District," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Busker, Hanlon, Holloway, Keenan, McGinnis, Shockley—6.

HB 528 having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 530**—"An Act Appropriating Moneys for Education and Training of Children of Veterans of World War I, World War II and Korean Conflict who died while in the Service of the Army, Navy, Marine Corps, Air Forces or Coast Guard of the United States or who died from Disease, Wounds or Disabilities Resulting from such Service," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Hanlon, Keenan, McGinnis, Shockley—5.

HB 530 having received the constitutional majority, passed the House.

Mr. Eskridge and Mr. Best moved that **HB 593**—"An Act to Transfer Funds Appropriated by Chapter 31, Volume 54, Laws of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Hanlon, Keenan, McGinnis, Shockley—5.

HB 593 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the results of the roll call on **HS 1/HA 1** for **HB 570**—"An Act to Amend § 543, Title 4, Delaware Code, Relating to Grounds for Re-

fusal of a License to Sell Alcoholic Liquors," be lifted from the table. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Correll, Davidson, Downs, Exley, Fifer, Hale, Hocker, Jarrell, Keenan, Kirkby, Pratt, Walls, Wootten—19.

NAYS—Messrs. Atkins, Darling, Dineen, Eskridge, Hanlon, Holloway, Isaacs, Lowe, Phillips, Shockley, Shulties—11.

ABSENT—Messrs. McGinnis, Quigley, Younger, Mr. Speaker—4.

NOT VOTING—Mr. Clifton—1.

HS 1/HA 1 for **HB 570** having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 581**—"An Act Relating to Capital Improvements for Schools of the State and to Bonds and Notes Therefor," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Dineen moved that **HA 1** to **HB 581** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

Without objection the privilege of the floor was granted to Maurice Hartnett, Esq., of the Legislative Reference Bureau, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Hanlon, Keenan, McGinnis, Shockley—5.

HB 581/HA 1 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 553**—"An Act to Amend Title 29, Delaware Code, by Creating a State Distribution Agency Transferring to that Agency the Surplus Distribution Program of the State and Making a Supplemental Appropriation Therefor," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Dineen introduced **HA 1** to **HB 553**. It was given its first and only reading in its entirety. It was regularly

moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 553** be placed with the bill. The motion prevailed.

Mr. Dineen moved that **HA 1** to **HB 553** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

Without objection the privilege of the floor was granted to Maurice Hartnett, Esq., Director of the Legislative Reference Bureau, to explain the bill.

It was regularly moved and seconded that action on **HB 553/HA 1** be temporarily deferred. The motion prevailed by voice vote.

At 4:00 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:52 P.M. the Speaker called the House to order.

Mr. Pratt moved that **SB 301**—"An Act to Amend Chapter 9, Title 4, Delaware Code to Provide a Penalty for the Possession or Consumption of Alcoholic Liquor by a Minor," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—Messrs. Atkins, Darling—2.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis—4.

SB 301 having received the constitutional majority, passed the House.

Mr. Shockley introduced **HB 600**—"An Act to Authorize the Maturity Date of Bonds Issued for the use of the State Board of Trustees of the Delaware State Hospital at Farnhurst to be Extended Until June 30, 1984." It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 600**. The motion prevailed by voice vote.

Mr. Shockley moved that **HB 600**—"An Act to Authorize the Maturity Date of Bonds issued for the use of the State Board of Trustees of the Delaware State Hospital at Farnhurst to be Extended Until June 30, 1984," be given its

first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis—4.

HB 600 having received the constitutional majority, passed the House.

Mr. Dineen moved that **SB 297**—"An Act Making a Supplementary Appropriation to the State Highway Department," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis, Quigley—5.

SB 297 having received the constitutional majority, passed the House.

Mr. Annett moved that **SA 1** to **HB 574**—"An Act to Amend Chapter 160, Volume 54, Laws of Delaware Relating to Motor Vehicles," be given its first and only reading in its entirety and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Maurice Hartnett, Esq., Director of the Legislative Reference Bureau, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis—4.

SA 1 to **HB 574** having received the constitutional majority, passed the House.

Mr. Best introduced **HA 2** to **SB 263**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **SB 263** be placed with the bill by voice vote. The motion prevailed.

Mr. Best introduced **HA 3** to **SB 263**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. Without objection it was so ordered. It was regularly moved and seconded that **HA 3** to **SB 263** be placed with the bill and be adopted by voice vote. The motion prevailed.

Mr. Hocker moved that **HB 585**—"An Act Making a Supplemental Appropriation in the Fiscal Year Ending June 30, 1964 to Honor an Obligation Incurred in the Fiscal Years 1956-57 to 1962-63," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis, Quigley—5.

HB 585 having received the constitutional majority, passed the House.

Mr. Walls introduced **HR 171**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 171** be adopted by voice vote. The motion prevailed.

HR 171—"Authorizing Payment of Certain Expenses Incurred by The House of Representatives of the 122nd General Assembly for Tapes and Repairs to Typewriters."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$107.14 is hereby appropriated from the General Fund of the State

of Delaware out of money not otherwise appropriated to pay the following accounts for expenses of the House:

B. & B, Music Service
200 Loockerman St.
Dover, Delaware

8 Scotch tapes\$ 64.00

International Business Machines, Corp.
909 Delaware Ave.
Wilmington, Del.

Typewriter repairs\$ 43.14

\$107.14

Mr. Walls introduced **HR 172**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 172** be adopted by voice vote. The motion prevailed.

HR 172—"Appropriating Money out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 122nd General Assembly."

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the following amounts are 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 122nd General Assembly of the State of Delaware, up to and including May 6, 1964, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

John H. Annett	\$ 52.00
Robert B. Atkins	100.00
T. Lees Bartleson	110.00
William T. Best	95.00
Carlton Blendt, Jr.	40.00

Glenn W. Busker	26.00
Andrew J. Casey	100.00
Carlton Clifton	60.00
Jacob A. Correll	84.00
Gooden M. Darling	24.00
Robert C. Davidson	62.00
Russell F. Dineen	100.00
Robert N. Downs, III	96.00
Norman A. Eskridge	70.00
George H. Exley	40.00
Harvey P. Fifer	10.00
Everett Hale	90.00
Thomas J. Hanlon	100.00
Wilbert E. Hocker	120.00
Herman M. Holloway, Sr.	100.00
M. Martin Isaacs	96.00
Maurice N. Jarrell	4.00
Ralph S. Keenan	100.00
George Kirkby	48.00
Granville T. Lowe	100.00
James D. McGinnis	
W. Harrison Phillips	102.00
J. Reynolds Pratt	32.00
James R. Quigley	90.00
Paul E. Shockley	100.00
H. Dawson Shulties	20.00
Joseph B. Walls	96.00
Wallace P. Wootten	26.00
Norman N. Younger	46.00
Sherman W. Tribbitt	50.00

Mr. Walls introduced **HR 173**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 173** be adopted by voice vote. The motion prevailed.

HR 173—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said

attaches and employees for the period commencing with April 20, 1964 and including May 6, 1964.

John J. Argo	\$275.00
Frederick Bell	200.00
Pauline Bennett	200.00
Gerald Berkowitz	375.00
Beverly J. Blevins	275.00
Carlyn Bryan	120.00
Frank Calio	250.00
Kenneth Camille	100.00
N. Eugene Campbell	200.00
Howard Clendaniel	200.00
Winnie Cavender	100.00
Clarence Collins	200.00
Helen M. Collins	200.00
Martha Dixon	200.00
Mildred Doran	100.00
William Dorsey	330.00
Michelene Duff	275.00
Aaron Edmonds	100.00
Sam C. Elliott	200.00
Emogene Ellis	275.00
Mildred Foster	200.00
Dora Furniss	200.00
Roy Freeman	231.00
Dorothy Gagnon	200.00
Lena L. Harris	200.00
Cora Hilyard	200.00
Norman Hudson	200.00
Bradford Holliday	100.00
Harry L. Holloway	100.00
Margaret Hurley	200.00
Frank Ingram	80.00
Claude Jordon	200.00
Gove Jarvis	200.00
Henry Kates	100.00
Mildred A. Keeler	200.00
Lewis Killen	200.00
J. Howard Link	200.00
Bonnard Layton	200.00
Venie Lloyd	275.00
Barney J. Lofland	200.00
J. Morton Melvin	200.00
Jennings Moore	200.00
Wilma McDowell	250.00
Elsie Mitchell	275.00

Richard Norwood	200.00
Louise H. Pennewill	275.00
Kenneth D. Pennewill	200.00
Donald Ralph	200.00
Elizabeth Foley	200.00
Andrew Reynolds	200.00
William W. W. Reynolds	200.00
Ruth Ross	200.00
James Rowlinson, Sr.	200.00
John J. Smith	120.00
Olive Sutton	200.00
Bailey Thomas	250.00
Alex Tomkiewicz	275.00
Joseph F. Toner	250.00
Harrison F. Turner	750.00
Elizabeth Wainwright	250.00
Lillian Wallace	200.00
James A. Walsh	375.00
William J. Warwick	250.00
Melba Webb	206.25
Clara Webber	100.00
Roland West	250.00
Carl M. Wright	100.00
Ralph E. Vines	80.00
Elmer Voshell	100.00

Mr. Walls introduced **HR 174**—"Authorizing Payment to the Chief Clerk, William G. Dorsey, for the Completion of the House Journal."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$1200.00 be paid to the Chief Clerk, William G. Dorsey, for the compiling of the House Journal based on a voucher signed by the Director of the Legislative Reference Bureau.

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 174** be adopted by voice vote. The motion prevailed.

Mr. Walls introduced **HR 175**—"Authorizing an Appropriation for Postage Stamps for the House of Representatives."

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the sum of \$525.00 is hereby appropriated to the Chief Clerk

of the House of Representatives out of the General Fund of the State of Delaware from funds not otherwise appropriated, to purchase postage stamps in an amount of \$15.00 for each member of the House.

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 175** be adopted by voice vote. The motion prevailed.

Mr. Casey moved that **HB 591**—"An Act to Amend Section 2305, Title 14, Delaware Code, Relating to Education," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis, Younger—5.

HB 591 having received the constitutional majority, passed the House.

Mr. Quigley moved that **HB 478**—"An Act to Amend Chapter 33, Title 19, Delaware Code, Relating to Unemployment Compensation," having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. James Rosbrow, of the Employment Security Commission, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Correll, Downs, Hale, Lowe, Quigley, Walls, Wootten—8.

NAYS—Messrs. Atkins, Bartleson, Best, Blendt, Clifton, Darling, Dineen, Eskridge, Exley, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Phillips, Pratt, Shockley, Shulties, Younger, Mr. Speaker—20.

ABSENT—Messrs. Busker, Casey, Fifer, Hanlon, McGinnis—5.

PRESENT—Messrs. Davidson, Keenan—2.

HB 478 not having received the required majority, declared lost.

Mr. Darling introduced **HA 4** to **SB 263**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 4** to **SB 263** be placed with the bill. Without objection it was so ordered.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 314, SS 1 to SB 13, and SCR 39** and requested the concurrence of the House.

Mr. Shockley moved that **HB 276**—"An Act Proposing an Amendment to Article 2, Section 15 of the Constitution of the State of Delaware Relating to Compensation by Increasing the Annual Salary from \$3,000.00 to \$5,000.00," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Clifton, Dineen, Holloway, Isaacs, Lowe, Shockley, Younger—9.

NAYS—Messrs. Annett, Best, Correll, Downs, Eskridge, Exley, Hale, Hocker, Keenan, Kirkby, Phillips, Quigley, Shulties, Walls, Wootten, Mr. Speaker—16.

ABSENT—Messrs. Blendt, Busker, Fifer, Hanlon, McGinnis, Pratt—6.

NOT VOTING—Messrs. Casey, Jarrell—2.

PRESENT—Messrs. Darling, Davidson—2.

HB 276 not having received the required majority, declared lost.

Mr. Eskridge introduced **HJR 10**—"Relative to the Proposed Cost and Feasibility of a Structure to be Known as the Delaware Safety Training Center." It was given its first reading by title only and assigned to Committee on Miscellaneous Bills.

Mr. Lowe moved that **SB 155**—"An Act to Amend Section 2105, Title 7, Delaware Code, Providing for Fees on Oysters taken from Delaware Bay," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Walls moved that **HA 1** to **SB 155** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Hale, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—26.

NAYS—Messrs. Exley, Keenan—2.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis, Pratt, Quigley—6.

NOT VOTING—Mr. Clifton—1.

SB 155/HA 1 having received the constitutional majority, passed the House.

SB 314—"An Act to Amend Title 15, Delaware Code, Relating to Elections to Provide for Central and Continuous Registration of Voters in Various Locations in Each County," was given its first and only reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 314**. The motion prevailed by voice vote.

Mr. Younger moved that **SB 314**—"An Act to Amend Title 15, Delaware Code, Relating to Elections to Provide for Central and Continuous Registration of Voters in Various Locations in Each County," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Frank O'Donnell, Esq., Attorney for the Board of Elections of New Castle County, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Blendt, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Holloway, Isaacs, Kirkby, Lowe, Phillips, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—18.

NAYS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Correll, Downs, Hale, Hocker, Jarrell, Keenan, Quigley—12.

ABSENT—Messrs. Busker, Fifer, Hanlon, McGinnis, Pratt—5.

HB 314 having received the constitutional majority, passed the House.

At 7:20 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 2:29 P.M., Monday, June 1, 1964 the Speaker called the House to order.

SS 1 to SB 13—"An Act to Amend Title 19, Delaware Code, Relating to Unemployment Compensation, by Providing for a Method of Election of Coverage and Reimbursement for Benefits Paid by Agencies and Political Subdivisions of the State of Delaware." It was given its first reading by title only and assigned to the Committee on Labor.

SB 312—"An Act to Amend Section 1309, Title 7, Delaware Code, Relating to Jurisdiction of Justices of the Peace in the Enforcement of Game and Fish Laws," was given its first reading by title only and assigned to the Committee on Fish, Oysters, and Game.

SCR 39—"Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware," was given its first reading by title only.

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the following named companies be paid for supplies and services rendered the 122nd General Assembly of the State of Delaware:

Young & Revel, Inc.	
P. O. Box 241 (65617, 66912, 66993,	
Milford, Delaware 64305, 65715, 65614)	\$ 19.90
Lo-Mar, Inc.	
Stein Highway	
Seaford, Delaware	258.56
Butler's Inc. (4-106484, 4-106472, 3-106362,	
415 Market Street 3-106341, 3-106316,	
Wilmington, Delaware 3-106913, 3-106921)	294.25
Yearly Maintenance contract on A. B. Dick	
Model 320	192.00
Capitol Office Equipment Co.	
205 West Division St. (46360, 47257, 47340,	
Dover, Delaware 44797)	106.42
Addressograph-Multigraph Corporation	
P. O. Box 1305, Church Street Station 20-374,	
New York, N. Y. 10008 20-54, L 420, 20-310,	215.18
20-156)	
Harrington Journal	
Harrington, Delaware	792.00

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 39**. The motion prevailed by voice vote.

Mr. Eskridge moved that **SCR 39**—"Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

SCR 39 was adopted by voice vote.

Mr. Dineen moved that **HB 553/HA 1**—"An Act to Amend Title 29, Delaware Code, by Creating a State Distribution Agency Transferring to that Agency the Surplus Distribution Program of the State and Making a Supplemental Appropriation Therefor," having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Lawrence Pond, Assistant Director of Surplus Food and Property Distribution, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Clifton, Darling, Davidson, Eskridge, Hale, Hanlon, Hocker, Holloway, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—24.

NAYS—Messrs. Bartleson, Best, Correll, Exley—4.

ABSENT—Mr. Fifer—1.

NOT VOTING—Messrs. Downs, Jarrell—2.

PRESENT—Messrs. Busker, Casey, Isaacs, Keenan—4.

HB 553/HA 1 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **HB 601**—"An Act Authorizing the State of Delaware to Borrow Money to be used for Capital Improvements and Expenditures in the Nature of Capital Investments and for Improvements to the Public School System of the State and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to Various Agencies of the State." It was given its first reading by title only and assigned to the Committee on Public Buildings and Highways.

Mr. Shockley introduced **HB 602**—"An Act to Amend Title 31, Delaware Code, Entitled Welfare by Providing for Medical Assistance for the Aged and Appropriating Funds for Medical Assistance for the Aged." It was given its

first reading by title only and assigned to the Committee on Appropriations.

Mr. Shockley introduced **HB 603**—"An Act to Amend Section 2301 Title 24, Delaware Code Relating to Pawn-brokers and Junk Dealers." It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Dineen moved that **SB 296**—"An Act Making a Supplementary Appropriation to the Delaware State Board of Cosmetology," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Holloway, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Phillips, Quigley, Shockley, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—Messrs. Fifer, Hocker, Jarrell, Pratt—4.

NOT VOTING—Mr. Shulties—1.

SB 296 having received the constitutional majority, passed the House.

Mr. McGinnis introduced **HA 1** to **HB 104**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 104** be placed with the bill. The motion prevailed.

Mr. McGinnis introduced **HA 1** to **HB 590**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. Without objection it was so ordered. It was regularly moved and seconded that **HA 1** to **HB 590** be placed with the bill. Without objection, it was so ordered.

At 3:24 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:14 P.M. the Speaker called the House to order.

Mr. Hocker introduced **HR 176**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 176** be adopted by voice vote. The motion prevailed.

HR 176—"Relative to the Death of Former Representative Roland F. Scott."

WHEREAS, the House of Representatives of the 122nd General Assembly of the State of Delaware has learned with regret of the passing of Roland F. Scott, a former member of the House; and

WHEREAS, former State Representative Roland F. Scott served his State faithfully and well during his term in the General Assembly of the State of Delaware; and

WHEREAS, the members of the House 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 House of Representatives of the 122nd General Assembly of the State of Delaware, that the members wish to give expression to the regret they experienced at the passing of Roland F. Scott, a prominent figure in his community and a former member of the House of Representatives; and

BE IT FURTHER RESOLVED, that the family of the deceased has the full sympathy of the members of the House of Representatives of the 122nd General Assembly of the State of Delaware 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 House of Representatives of the 122nd General Assembly of the State of Delaware.

Mr. Dineen introduced **HB 604**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled "An Act Making Appropriations to the Amount of \$110,230,-550.00 for the Expense of the State Government for the Fiscal Year Ending June 30, 1965, and Making a Supplemental Appropriation in the Amount of \$13,090.00 for the Proposed Amendments.' " It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 605**—"An Act Making a Supplementary Appropriation to the Department of Civil Defense." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 606**—"An Act Making a Supplemental Appropriation to the State Board of Education for Legal Fees for the Fiscal Year Ending June 30,

1964." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 607**—"An Act Making a Supplementary Appropriation to the State Board of Education for the Instruction of School Age Children of Migrant Workers." It was given its first reading by title only and assigned to the Committee on Appropriations.

The following Committee Report was given:

HB 598—Banking and Insurance, 5 favorable.

Mr. Pratt introduced **HA 5** to **SB 263**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. Without objection it was so ordered. It was regularly moved and seconded that **HA 5** to **SB 263** be placed with the bill. The motion prevailed.

Mr. Isaacs introduced **HB 608**—"An Act Making a Supplementary Appropriation to the Georgetown Special School District for the Purpose of Replacing Heating Boilers in the Main Building." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Isaacs introduced **HB 609**—"An Act Appropriating the Sum of \$3,000 to the Sussex County Return Day Committee, Inc. for Certain Expenses in Connection with the Conducting of the 'Return Day' Festivities to be held after the General Election in November of this year." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Younger introduced **HB 610**—"An Act Amending Title 16, Delaware Code, Empowering State Fire Marshal to Determine Qualifications of Volunteer Fire Companies." It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Younger introduced **HR 177**—"In Reference to Election of Officers."

WHEREAS Kenneth Camille was previously elected to the office of Supply Clerk but has resigned effective at the close of the legislative day, May 6, 1964,

NOW THEREFORE:

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Kenneth Camille is hereby relieved from the duties of Supply Clerk effective at the close of the legislative day, May 6, 1964.

BE IT FURTHER RESOLVED that Celestine Woods is hereby elected to the office of Supply Clerk as of June 1, 1964 to serve during the pleasure of the House of Representatives.

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 177** be adopted by voice vote. The motion prevailed.

Mr. Casey introduced **HB 611**—"An Act to Amend Section 1118, Title 30, Delaware Code, Relating to Deductions Allowed for State Income Tax." It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

Mr. Best introduced **HB 612**—"An Act to Amend Section 501, Title 1, Delaware Code Relating to the Designation of Legal Holidays." It was given its first reading by title only and assigned to the Committee on Miscellaneous Bills.

Without objection the following communications were made part of the record.

FROM: Charles K. Keil

On date indicated, the Governor approved the following legislation:

May 4, 1964—**SB 213/HA 1.**

May 5, 1964—**HB 564; HB 34/HA 1; SB 291; HB 140.**

May 6, 1964—**HB 586.**

May 7, 1964—**HB 550.**

May 8, 1964—**HB 535; HS 1 for HB 419/HA 1; HB 401; HB 524; HB 544; HB 354; HB 574/SA 1; HB 531; HB 548/HA 2; SB 314.**

FROM: Charles K. Keil

On date indicated, the Governor approved the following legislation:

May 12, 1964—**HB 587; HB 446; HB 489; HB 545; SB 297; SB 301.**

NOTE: CORRECTION OF MEMORANDUM 31 DATED MAY 6, 1964. Under date of May 5, 1964 change **HB 140** to **SB 140.**

At 5:27 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Tuesday, June 2, 1964.

The motion prevailed by voice vote.

21st LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:06 P.M. on Tuesday, June 2, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 30 members present; 5 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Younger, Mr. Speaker—30.

MEMBERS ABSENT—Messrs. Blendt, Fifer, McGinnis, Shulties, Wootten—5.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

Without objection the following communication was made part of the record.

Laurel, Delaware
June 1, 1964

The Honorable William T. Best
House of Representatives
Dover, Delaware

Dear Sir:

We, the members of the Laurel School Faculty Club, would like you to support, **Substitute 1** for **House Bill 67**. We feel that this bill would aid education, therefore, we are asking for your help.

Thank you.

Sincerely,
MRS. JOYCE COLLINS
Corresponding Secretary
Laurel Faculty Club
Laurel, Delaware

The following Committee Reports were given:

SS 1 to SB 13—Labor, 5 favorable.

HB 612—Appropriations, 4 favorable.

HB 604—Appropriations, 5 favorable.

HB 608—Appropriations, 5 favorable.

HB 606—Appropriations, 5 favorable.

HB 607—Appropriations, 4 favorable, 1 on merits.

HB 605—Appropriations, 4 favorable, 1 on merits.

HB 602—Appropriations, 5 favorable.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 252 & 300** and requested the concurrence of the House.

He also informed the House that the Senate had passed **House Bills 308, 320, 485, 538/HA 1, 567 and 600** and was returning the same to the House.

It was regularly moved and seconded that **HB 592** be re-committed. Without objection, it was so ordered.

It was regularly moved and seconded that **HB 592** be stricken from the calendar. Without objection it was so ordered.

It was regularly moved and seconded that **HB 522 & HB 523** be recommitted. Without objection, it was so ordered.

It was regularly moved and seconded that **HB 522 & HB 523** be stricken from the calendar. Without objection, it was so ordered.

Mr. Shockley moved that **HB 157**—"An Act to Amend Sections 3902 and 3903, Title 14, Delaware Code, Relating to Teachers' Retirement and Disability Pensions," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Shockley introduced **HA 1** to **HB 157**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 157** be adopted by voice vote. The motion prevailed.

It was regularly moved and seconded that action on **HB 157/HA 1** be temporarily deferred. The motion prevailed by voice vote.

Mr. Dineen moved that **SB 277**—"An Act Making a Supplementary Appropriation to Millsboro School #204 for the Installation of a Sanitary Sewer, Water Service and Fire Hydrants," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs,

Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Walls, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Blendt, Fifer, McGinnis, Shockley, Shulties, Wootten, Younger—7.

SB 277 having received the constitutional majority, passed the House.

Mr. Pratt moved that **HB 598**—"An Act to Amend Chapter 9, Title 18, Delaware Code, Relating to Valuation and Nonforfeiture Requirements of Industrial Life Insurance Policies," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 598** be temporarily deferred. The motion prevailed by voice vote.

Mr. Casey moved that **HB 568**—"An Act to Amend Section 2302, Title 21, Delaware Code, Pertaining to the Application for Certificate of Title and Amend Section 2306, Title 21, Delaware Code, Pertaining to the Issuance of Certificate of Title and Amend Section 2503, Title 21, Delaware Code Pertaining to the Transfer of Certificate of Title and Registration Certificate," be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Blendt, Fifer, McGinnis, Shulties, Wootten, Younger—6.

HB 568 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 608**. The motion prevailed by voice vote.

Mr. Isaacs moved that **HB 608**—"An Act Making a Supplementary Appropriation to the Georgetown Special School District for the Purpose of Replacing Heating Boilers in the Main Building," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Fifer, McGinnis, Shulties, Wootten—5.

HB 608 having received the constitutional majority, passed the House.

Mr. Quigley introduced **HB 613**—"An Act Making an Appropriation to New Castle Special School District, and Authorizing Said School District to Expend Certain Funds from its Debt Service Account." It was given its first reading by title only and assigned to the Committee on Appropriations.

At 2:57 P.M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:09 P.M. the Speaker called the House to order.

Mr. Lowe moved that **SB 285**—"An Act to Provide for the Refund of County Taxes Paid in Error," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Mr. Speaker—26.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Casey, Fifer, Jarrell, McGinnis, Shulties, Wootten, Younger—9.

SB 285 having received the constitutional majority, passed the House.

Mr. Lowe moved that **SB 286**—"An Act to Provide for the Refund of Local School Taxes Paid in Error," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Ex-

ley, Hale, Hanlon, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Mr. Speaker—26.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Casey, Fifer, Jarrell, McGinnis, Shulties, Wootten, Younger—9.

SB 286 having received the constitutional majority, passed the House.

Mr. Quigley introduced **HB 614**—"An Act to Amend Sections 2716 and 2717 Title 10, Delaware Code, Relating to the Appointment of Special Constables." It was given its first reading by title only and assigned to the Committee on Judiciary.

Mr. Shockley introduced **HA 2** to **HB 157**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 2** to **HB 157** be adopted by voice vote. The motion prevailed.

Mr. Shockley moved that **HB 157** as Amended w/**HA 1 & 2**—"An Act to Amend Sections 3902 and 3903, Title 14, Delaware Code, Relating to Teachers' Retirement and Disability Pensions," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Mr. Speaker—26.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Casey, Fifer, Jarrell, McGinnis, Shulties, Wootten, Younger—9.

HB 157 having received the constitutional majority, passed the House.

Mr. Pratt introduced **HB 615**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled 'An Act Making Appropriations to the Amount of \$110,230,550.00 for the Expenses of the State Government for the Fiscal Year Ending June 30, 1965' and Making a Supplemental Appropriation in the Amount of \$225,000.00 for the Proposed Amendments." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Bartleson introduced **HB 616**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled 'An Act Making Appropriations to the Amount of \$110,230,-

550.00 for the Expense of the State Government for the Fiscal Year Ending June 30, 1965,' and Making a Supplemental Appropriation in the Amount of \$1,500.00 for the Proposed Amendments." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Best moved that **HB 386**—"An Act to Amend Section 2301, Title 30, Delaware Code Pertaining to Occupational License for Tourist Homes," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Mr. Speaker—26.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Casey, Fifer, Jarrell, McGinnis, Shulties, Wootten, Younger—9.

HB 386 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 612**. The motion prevailed by voice vote.

Mr. Eskridge moved that **HB 612**—"An Act to Amend Section 501 Title 1, Delaware Code Relating to the Designation of Legal Holidays," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Mr. Speaker—26.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Casey, Fifer, Jarrell, McGinnis, Shulties, Wootten, Younger—9.

HB 612 having received the constitutional majority, passed the House.

At 5:38 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, June 3, 1964.

The motion prevailed by voice vote.

22nd LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:38 P.M. on Wednesday, June 3, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 35 members present; 0 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—35.

MEMBERS ABSENT—None.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

Without objection the following communication was made part of the record.

June 2, 1964

The Honorable Sherman Tribbitt,
Speaker of the House,
Dover, Delaware.

Dear Mr. Tribbitt:

It was very kind of you to send a resolution from the House of Representatives expressing your sincere sympathy in the passing of our father, John G. Townsend Jr.

My sisters, Mrs. Edith T. Tubbs, Lyla T. Savoy, brothers, Julian and Jack Townsend join me in expressing our thanks for your thought at this time.

Sincerely yours,
PRESTON C. TOWNSEND

The following Committee Report was given:

HB 615—Appropriations, 4 favorable.

A messenger from the Senate informed the House that the Senate had passed **SB 317** and requested the concurrence of the House.

He also informed the House that the Senate had passed **House Bills 556/HA 1, 566, 573, & 591/SA 1** and was returning the same to the House.

Mr. Blendt moved that **HS 1 to HB 439**—"An Act to Amend Title 21, Delaware Code, Relating to Motor Vehicles by Providing for Protection Against the Uninsured Motorist; Providing for a Self Protection Endorsement in Automobile Liability Policies; Providing Certain Penalties and Regulations for the Registration of Uninsured Motor Vehicles," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Blendt introduced **HA 1 to HS 1 to HB 439**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1 to HS 1 to HB 439** be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to Mr. Dorsey Kinnamon, of Kinnamon, Taylor, and Dawes Insurance Agency, to explain the bill.

It was regularly moved and seconded that action on **HS 1 to HB 439 as amended with HA 1** be temporarily deferred. The motion prevailed by voice vote.

Mr. McGinnis introduced **HS 1 to HB 557**—"An Act to Amend Chapter 5, Title 1, Delaware Code, Relating to Legal Holidays." It was given its first reading by title only and assigned to the Committee on Miscellaneous Bills.

Mr. McGinnis introduced **HS 1 to HB 67**—"An Act to Amend Chapters 13, 17 and 21, Title 14, Delaware Code Relating to Education." It was given its first reading by title only and assigned to the Committee on Education.

Mr. McGinnis introduced **HA 1 to HS 1 to HB 67**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. Without objection it was so ordered. It was regularly moved and seconded that **HA 1 to HS 1 to HB 67** be placed with the bill. The motion prevailed.

Mr. Pratt moved that **HB 598**—"An Act to Amend Chapter 9, Title 18, Delaware Code, Relating to Valuation and Nonforfeiture Requirements of Industrial Life Insurance Policies," having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway,

Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, McGinnis, Shockley, Younger—4.

HB 598 having received the constitutional majority, passed the House.

Mr. Clifton introduced **HB 617**—"An Act Making a Supplementary Appropriation to the State Board of Education for the use of the Milton School District No. 8 for the Purpose of Purchasing and Improving an Additional Building Site." It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 617**. The motion prevailed by voice vote.

Mr. Clifton moved that **HB 617**—"An Act Making a Supplementary Appropriation to the State Board of Education for the use of the Milton School District No. 8 for the Purpose of Purchasing and Improving an Additional Building Site," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 617** be temporarily deferred. The motion prevailed by voice vote. Without objection it was so ordered.

Mr. Exley introduced **HR 178**—"In Relation to the Payment of Certain Expenses Incurred by the House of Representatives of the 122nd General Assembly for the Printing of Calendars."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$606.90 be appropriated from the State Treasury from any funds not otherwise appropriated to pay the Sussex Countian, Georgetown, Delaware for the printing of 300 copies of the Calendar for the House of Representatives of the 122nd General Assembly.

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 178** be adopted by voice vote. The motion prevailed.

Mr. Phillips introduced **HR 179**—"Relating to the Election of Officers."

WHEREAS Dora Furniss was formerly elected to the office of Door Tender for the House of Representatives but has resigned effective at the beginning of the Legislative Day, June 1, 1964.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that Dora Furniss is hereby relieved from the duties of door tender effective at the commencement of the Legislative Day effective June 1, 1964.

BE IT FURTHER RESOLVED by the House of Representatives of the 122nd General Assembly that Willard Robbins is hereby elected to serve during the pleasure of the House of Representatives effective at the commencement of the Legislative Day, June 1, 1964.

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 179** be adopted by voice vote. The motion prevailed.

Mr. Downs introduced **HB 618**—"An Act to Amend Chapter 13, Title 30, Delaware Code of 1953, Relating to the Assessment of Inheritance Tax." It was given its first reading by title only and assigned to the Committee on Revenue and Taxation.

Mr. Davidson moved that **HB 565**—"An Act Making a Supplementary Appropriation to the Board of Game and Fish Commissioners," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Davidson introduced **HA 1** to **HB 565**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 565** be adopted. The roll call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Clifton, Correll, Darling, Davidson, Eskridge, Exley, Isaacs, Phillips, Pratt, Shulties, Walls, Wootten, Younger, Mr. Speaker—18.

NAYS—Messrs. Best, Casey, Dineen, Downs, Fifer, Hale, Hanlon, Hocker, Holloway, Jarrell, Keenan, Kirkby, Lowe—13.

ABSENT—Messrs. Busker, McGinnis, Quigley, Shockley—4.

HA 1 to **HB 565** having received the constitutional majority, passed the House.

Without objection the privilege of the floor was granted to Mr. Charles Duncan to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Clifton, Correll, Darling, Davidson, Dineen, Eskridge, Exley, Hale, Isaacs, Jarrell, Kirkby, Phillips, Shulties, Walls, Wootten, Younger, Mr. Speaker—20.

NAYS—Messrs. Bartleson, Best, Casey, Fifer, Hanlon, Hocker, Holloway, Keenan, Lowe, Pratt—10.

ABSENT—Messrs. Busker, Downs, McGinnis, Quigley, Shockley—5.

HB 565/HA 1 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 597**—"An Act Making a Supplementary Appropriation to the Delaware Civil War Centennial Commission," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Isaacs, McGinnis, Shulties—3.

HB 597 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 604**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled 'An Act Making Appropriations to the Amount of \$110,230,-550.00 for the Expense of the State Government for the Fiscal Year Ending June 30, 1965, and Making a Supplemental Appropriation in the Amount of \$13,090.00 for the Proposed Amendments,'" be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway,

Isaacs, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Keenan, McGinnis, Shockley—3.

NOT VOTING—Mr. Fifer—1.

PRESENT—Mr. Jarrell—1.

HB 604 having received the constitutional majority, passed the House.

Mr. Quigley moved that **SS 1** to **SB 13**—"An Act to Amend Title 19, Delaware Code, Relating to Unemployment Compensation, by Providing for a Method of Election of Coverage and Reimbursement for Benefits Paid by Agencies and Political Subdivisions of the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. James Rosbrow of the Employment Security Commission, to explain the bill.

It was regularly moved and seconded that action on **SS 1** to **SB 13** be temporarily deferred. The motion prevailed by voice vote.

Mr. Eskridge introduced **HB 619**—"An Act to Amend Title 24, Delaware Code by the Addition of a New Chapter Relating to the Profession of Auctioneering." It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Eskridge introduced **HA 1** to **HB 601**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 601** be placed with the bill. The motion prevailed.

Mr. Eskridge introduced **HB 620**—"An Act to Amend Chapter 11, Title 12, Delaware Code Relating to Escheats." It was given its first reading by title only and assigned to the Committee on Judiciary.

Mr. Eskridge introduced **HB 621**—"An Act Making a Supplementary Appropriation to Certain Agencies of the State for Capital Improvements." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Tribbitt moved that **HB 602**—"An Act to Amend Title 31, Delaware Code, Entitled Welfare by Providing for Medical Assistance for the Aged and Appropriating Funds for Medical Assistance for the Aged," be given its

third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to William O. La Motte, M.D., to explain the bill.

Without objection the privilege of the floor was granted to Mr. Edgar Hare, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Busker, Fifer, Isaacs, McGinnis, Shockley—5.

HB 602 having received the constitutional majority passed the House.

Mr. Dineen moved that **HB 606**—“An Act Making a Supplemental Appropriation to the State Board of Education for Legal Fees for the Fiscal Year Ending June 30, 1964,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Busker, Davidson, Fifer, Holloway, McGinnis, Shockley—6.

HB 606 having received the constitutional majority, passed the House

Mr. Casey moved that **HB 591/SA 1**—“An Act to Amend Section 2305, Title 14, Delaware Code, Relating to Education,” be taken up for consideration in order to pass the House.

SA 1 to HB 591 was given its first and only reading in its entirety.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan,

Kirkby, Lowe, Phillips, Pratt, Quigley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Davidson, Fifer, McGinnis, Shockley, Shulties—7.

HB 591/SA 1 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 554**—"An Act to Establish High School Extension Programs and Appropriating Funds to the State Board of Education," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Darling, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Fifer, Shockley, Shulties—5.

NOT VOTING—Mr. Davidson—1.

HB 554 having received the constitutional majority, passed the House.

SB 317—"An Act Providing That a Supplementary Appropriation to New Castle Historic Buildings Commission Shall Not Revert to the General Fund at the End of the Fiscal Year Ending June 30, 1964," was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 317**. The motion prevailed by voice vote.

Mr. Quigley moved that **SB 317** be adopted.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Casey, Fifer, Shockley—3.

SB 317 having received the constitutional majority, passed the House.

At 6:10 P. M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 2:20 P. M., Monday, June 15, 1964 the Speaker called the House to order.

The following Committee Reports were given:

HB 621—Appropriations, 3 favorable.

HB 616—Appropriations, 4 favorable.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 616**. The motion prevailed by voice vote.

Mr. Bartleson moved that **HB 616**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled 'An Act Making appropriations to the amount of \$110,230,550.00 for the Expense of the State Government for the Fiscal Year Ending June 30, 1965,' and making a Supplemental Appropriation in the amount of \$1,500.00 for the Proposed Amendments," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shulties, Walls, Wootten, Mr. Speaker—31.

NAYS—None.

ABSENT—Messrs. Blendt, Quigley, Shockley, Younger—4.

HB 616 having received the constitutional majority, passed the House.

Mr. Dineen introduced **HB 622**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled 'An Act making Appropriations to the amount of \$110,230,550.00 for the Expense of the State Government for the Fiscal Year Ending June 30, 1965, and making a Supplemental Appropriation in the amount of \$10,480.00 for the Proposed Amendments.' " It was given its first reading by title only and assigned to the Committee on Appropriations.

It was regularly moved and seconded that the results of the roll call on **HB 617** be lifted from the table.

HB 617—"An Act making a Supplementary Appropriation to the State Board of Education for the use of the Milton School District No. 8 for the Purpose of Purchasing and Improving an Additional Building Site."

The Roll Call revealed:

YEAS—Messrs. Annett, Blendt, Clifton, Darling, Davidson, Fifer, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Pratt, Quigley, Shockley, Walls, Wootten, Younger—19.

NAYS—Messrs. Atkins, Bartleson, Busker, Casey, Correll, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Jarrell, Phillips, Mr. Speaker—14.

NOT VOTING—Messrs. Best, Shulties—2.

HB 617 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **Senate Bill 318** and requested the concurrence of the House.

He also informed the House that the Senate had passed **House Bills 157/HA 1 & 2, 167, 593, 326/HA 1 & 2, 386, 482/SA 1, & HB 517/HA 1** and was returning the same to the House.

SA 1 to **HB 482** was given its first and only reading in its entirety.

Mr. McGinnis moved that **HB 482 w/SA 1**—"An Act Authorizing the Levy Court of Kent County to Borrow on the Credit of the County a Sum of Money not exceeding Nine Hundred and Fifty Thousand Dollars to be expended for Acquiring Additional Lands to be used for the Purpose of Building an Addition or Additions to the Kent County Court House, and for making such Alterations and Repairs to the Existing Court House as the Levy Court Shall Deem Necessary and Expedient," be taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Blendt, Keenan, Quigley, Shulties, Younger—5.

HB 482 w/SA 1 having received the constitutional majority, passed the House.

Mr. McGinnis moved that **HB 590**—"An Act to Amend Title 24, Delaware Code, by Providing for the Creation of A Board of Electrical Examiners Prescribing Regulations for Reduction of Fire Hazards and Protection of Life and Property, Penalties for Violations and Making A Supplementary Appropriation to Carry out These Provisions," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. McGinnis moved that **HA 1** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

Without objection the privilege of the floor was granted to Mr. William S. Lynch, retired electrical inspector to explain the bill.

Without objection the privilege of the floor was granted to Colonel Vernon Derrickson, chairman of the Public Service Commission.

Without objection the privilege of the floor was granted to Mr. William Hartzell, of the Trio Electric Company to explain the bill.

It was regularly moved and seconded that action on **HB 590** with **HA 1** be temporarily deferred. The motion prevailed by voice vote.

At 4:02 P. M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:17 P. M. the Speaker called the House to order.

Mr. Busker for Mr. Tribbitt introduced **HR 180**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 180** be adopted by voice vote. The motion prevailed.

HR 180—"IN REFERENCE TO THE WATER CONDITION OF THE ST. AUGUSTINE BEACH."

WHEREAS there has been expended Public funds to improve the beach known as St. Augustine Beach immediately South of the town of Port Penn on the Delaware River, and

WHEREAS, this ideal location under normal circumstances provides an area for bathing, and

WHEREAS, this area is immediately accessible from the public road, and

WHEREAS, the State Game and Fish Commission has erected a boat ramp directly adjacent to the Beach Area, and

WHEREAS, this is a widely known area in lower New Castle County, and

WHEREAS, about two years ago in August 1962 through joint action of the Water Pollution Commission, the State Board of Health and the State Fish and Game Commission under whose jurisdiction the beach is administered found it necessary to close this St. Augustine Beach to the public for bathing and swimming, because of a high water bacteria count, and

WHEREAS, it has since that time been closed to the public, and

WHEREAS, it would seem advisable to inform the public and the town of Port Penn as to the health factor at St. Augustine Beach,

NOW THEREFORE

BE IT RESOLVED by the House of Representatives that the Water Pollution Commission, the State Board of Health and the Fish and Game Commission be directed to send official representation to a Public Meeting on Monday, June 29th, 8 P. M. at the Port Penn Fire Co. Hall to inform the public of the exact water condition along the public beach and to further inform the public of any necessary changes so that this area might be reopened to serve the public as it was originally constructed for with public funds,

BE IT FURTHER RESOLVED that a copy of this resolution be immediately sent to the Chairman of the Water Pollution Commission, the Chairman of State Board of Health and the Chairman of Fish and Game Commission.

The following Committee Reports were given:

HB 577—Revised Statutes, 2 favorable, 2 on merits.

HB 580—Revised Statutes, 2 favorable, 2 on merits.

HB 619—Revised Statutes, 2 favorable, 2 on merits.

HB 562—Revenue and Taxation, 2 favorable, 2 on merits.

HB 601—Public Buildings and Highways, 2 favorable, 2 on merits.

SB 318—“An Act Providing That A Supplementary Appropriation to the Public Archives Commission Shall Not Revert to the General Fund At the End of the Fiscal Year

Ending June 30, 1964," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 300—"An Act Proposing an Amendment to Article 4, Section 28, of the Constitution of the State of Delaware Relating to Appeals From Inferior Courts," was given its first reading by title only and assigned to the Committee on Judiciary.

SB 33—"An Act to Amend Title 29, Delaware Code, by Increasing the Salary of the Governor," was given its first reading by title only and assigned to the Committee on Revised Statutes.

SB 252—"An Act to Amend Chapter 9, Title 10, Delaware Code, by Providing for the Appointment of Bailiffs in the Family Court of the State of Delaware In and For New Castle County," was given its first reading by title only and assigned to the Committee on Judiciary.

SB 283—"An Act to Appropriate and Transfer Moneys From the Capital Investment Fund for the Purpose of Obtaining Lands at or near Cape Henlopen, Delaware," was given its first reading by title only and assigned to the Committee on Appropriations.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 615**. The motion prevailed by voice vote.

Mr. Pratt moved that **HB 615**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled 'An Act Making Appropriations to the amount of \$110,230,550.00 for the Expenses of the State Government for the Fiscal Year Ending June 30, 1965' and Making a Supplemental Appropriation in the amount of \$225,000.00 for the Proposed Amendments," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Blendt, Busker, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hanlon, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—25.

NAYS—Messrs. Annett, Bartleson, Best, Hale, Hocker, Jarrell—6.

ABSENT—Messrs. McGinnis, Younger—2.

NOT VOTING—Messrs. Casey, Fifer—2.

HB 615 having received the constitutional majority, passed the House.

At 5:48 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P. M., Tuesday, June 16, 1964. The motion prevailed by voice vote.

23rd LEGISLATIVE DAY—Second Regular Session

The Speaker called the House to order at 2:11 P. M. on Tuesday, June 16, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 32 members present; 3 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—32.

MEMBERS ABSENT—Messrs. Holloway, McGinnis, Younger—3.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee Reports were given:

HS 1 to HB 67—Education, 4 favorable, 1 on merits.

SB 318—Appropriations, 5 favorable.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 318**. The motion prevailed by voice vote.

Mr. Dineen moved that **SB 318**—"An Act Providing That a Supplementary Appropriation to the Public Archives Commission Shall not Revert to the General Fund at the End of the Fiscal Year Ending June 30, 1964," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Annett, Darling, Fifer, Holloway, McGinnis, Younger—6.

SB 318 having received the constitutional majority, passed the House.

The following Committee Reports were given:

SB 283—Appropriations, 3 favorable, 2 on merits.

HB 622—Appropriations, 3 favorable, 2 on merits.

Mr. Blendt moved that **HB 170**—"An Act to Amend Chapter 55, Title 29, Delaware Code, Relating to State Employees' Pension Plan by Increasing Benefits for Pensioners not Qualified for Old Age Insurance Benefits," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Blendt moved that **HA 1** to **HB 170** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. Holloway, McGinnis, Younger—3.

HB 170/HA 1 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **HB 554** and was returning the same to the House.

Mr. Dineen introduced **HB 623**—"An Act to Establish an Educational Television Board for the State of Delaware to Set Forth the Duties and Powers of such Board and to Provide Appropriations for the Operations Thereof." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Dineen introduced **HB 624**—"An Act to Amend Chapter 291, Volume 54, Laws of Delaware, Entitled 'An Act making appropriations to the amount of \$110,230,550.00 for the Expense of the State Government for the Fiscal Year Ending June 30, 1965 and making a Supplemental Appropriation in the amount of \$1,710.00 for the Proposed Amendments.'" It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Walls introduced **HR 181**—"IN REFERENCE TO THE ELECTION OF OFFICERS."

WHEREAS Dorothy Gagnon was previously elected to the office of file clerk of the House of Representatives of the 122nd General Assembly but has resigned effective at the close of the legislative day, June 3, 1964

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that Dorothy Gagnon be relieved of her duties as file clerk effective at the close of the legislative day, June 3, 1964.

BE IT FURTHER RESOLVED that Margaret Jones be elected to the office of file clerk effective at the close of the legislative day, June 3, 1964 to serve during the pleasure of the House of Representatives of the 122nd General Assembly.

It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 181** be adopted by voice vote. The motion prevailed.

Without objection the personal privilege of the floor was granted to Mr. Best.

Mr. Best introduced **HB 625**—"An Act to Amend Chapter 13, Title 29, Delaware Code, Relating to the Legislative Reference Bureau." It was given its first reading by title only and assigned to the Com. on Revised Statutes.

Mr. Best introduced **HB 626**—"An Act to Amend Chapter 7, Title 29, Delaware Code, Relating to Creation of a Secretarial Staff for the General Assembly." It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Best introduced **HB 627**—"An Act to Amend Chapter 7, Title 13, Delaware Code, Relating to Standing Committees of the General Assembly." It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Eskridge introduced **HB 628**—"An Act to Amend Title 29, Chapter 69, Delaware Code, Relating to Contracts for Supplies or Work," be given its first and only third and title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 628**. The motion prevailed by voice vote.

Mr. Eskridge moved that **HB 628**—"An Act to Amend Title 29, Chapter 69, Delaware Code, Relating to Contracts for Supplies or Work," be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Wootten, Mr. Speaker—32.

NAYS—None.

ABSENT—Messrs. McGinnis, Walls, Younger—3.

HB 628 having received the constitutional majority, passed the House.

Without objection the following communication was made part of the record.

FROM: Charles K. Keil

On date indicated, the Governor approved the following legislation:

May 20, 1964—**HB 547/HA 1**.

May 26, 1964—Duplicate **HB 552**.

June 3, 1964—**HB 308, HB 320, HB 485, HB 600, SB 296**.

June 4, 1964—**HB 567, SB 293/SA 1**.

NOTE: Correction of Memorandum 32 dated May 13, 1964: **HB 489** under date of May 12, 1964 was assigned on May 8, 1964.

At 3:00 P. M. it was regularly moved and seconded that the House recess to the call of the chair.

The motion prevailed by voice vote.

At 5:37 P. M. the Speaker called the House to order.

Mr. Eskridge moved that **HB 601**—"An Act Authorizing the State of Delaware to Borrow Money to be used for Capital Improvements and Expenditures in the Nature of Capital Investments and for Improvements to the Public School System of the State and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to Various Agencies of the State," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Eskridge introduced **HA 2** to **HB 601**. It was given its first and only reading in its entirety. It was regularly

moved and seconded that **HA 2** to **HB 601** be adopted by voice vote. The motion prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Phillips, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—28.

NAYS—Mr. Atkins—1.

ABSENT—Messrs. Blendt, Busker, Lowe, McGinnis, Pratt, Younger—6.

HB 601 w/**HA 2** having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 621**—"An Act making a Supplementary Appropriation to Certain Agencies of the State for Capital Improvements," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Phillips, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Blendt, Busker, Keenan, Lowe, McGinnis, Pratt, Younger—7.

NOT VOTING—Mr. Fifer—1.

HB 621 having received the constitutional majority, passed the House.

Mr. Isaacs moved that **HB 577**—"An Act to Amend Title 29, Delaware Code, Section 5525," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 577** be temporarily deferred. The motion prevailed by voice vote.

Mr. Dineen moved that **SB 307**—"An Act making an Appropriation to the Delaware Commission of Shell Fisheries for the Transplanting of Oysters in Indian River," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Dineen introduced **HA 1** to **SB 307**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **SB 307** be adopted by voice vote. The motion prevailed.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Casey, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Phillips, Quigley, Shockley, Shulties, Walls, Wootten, Mr. Speaker—26.

NAYS—Messrs. Best, Fifer—2.

ABSENT—Messrs. Blendt, Busker, Lowe, McGinnis, Pratt, Younger—6.

NOT VOTING—Mr. Downs—1.

PRESENT—Mr. Correll—1.

SB 307 w/**HA 1** having received the constitutional majority, passed the House.

The following Committee Reports were given:

SB 252—Judiciary, 1 favorable, 3 on merits.

HB 620—Judiciary, 5 favorable.

Mr. Walls introduced **HR 182**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 182** be adopted by voice vote. The motion prevailed.

HR 182—"Appropriating Money out of the General Fund of the State Treasury to pay Certain Expenses of the Present Session of the 122nd General Assembly."

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the following amounts are 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 122nd General Assembly of the State of Delaware, up to and including June 17, 1964, which expenses are declared proper and reasonable expenses actual incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives during the present Legislative Session thereof, and

the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

John H. Annett	\$31.20
Robert B. Atkins	60.00
T. Lees Bartleson	66.00
William T. Best	57.00
Carlton Blendt, Jr.	24.00
Glenn W. Busker	15.60
Andrew J. Casey	60.00
Carlton Clifton	36.00
Jacob A. Correll	50.40
Gooden M. Darling	14.40
Robert C. Davidson	37.20
Russell F. Dineen	60.00
Robert N. Downs, III	57.60
Norman A. Eskridge	42.00
George H. Exley	24.00
Harvey P. Fifer	6.00
Everett Hale	54.00
Thomas J. Hanlon	60.00
Wilbert E. Hocker	72.00
Herman M. Holloway, Sr.	60.00
M. Martin Isaacs	57.60
Maurice N. Jarrell	2.40
Ralph S. Keenan	60.00
George Kirkby	28.80
Granville T. Lowe	60.00
James D. McGinnis	
W. Harrison Phillips	61.20
J. Reynolds Pratt	19.20
James R. Quigley	54.00
Paul E. Shockley	60.00
H. Dawson Shulties	12.00
Joseph B. Walls	57.60
Wallace P. Wootten	15.60
Norman N. Younger	27.60
Sherman W. Tribbitt	30.00

Mr. Walls introduced **HR 183**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was

regularly moved and seconded that **HR 183** be adopted by voice vote. The motion prevailed.

HR 183—"Authorizing payment for Services Rendered by Attaches and Employees of the House of Representatives of the present session of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees for the period commencing with June 1, 1964 and including June 17, 1964.

John J. Argo	\$200.00
Frederick Bell	120.00
Pauline Bennett	120.00
Gerald Berkowitz	225.00
Beverly Blevins	192.50
Carlyn Bryan	120.00
Frank Calio	150.00
N. Eugene Campbell	120.00
Howard Clendaniel	120.00
Winnie Cavender	120.00
Clarence Collins	120.00
Helen M. Collins	120.00
Martha Dixon	120.00
Mildred Doran	140.00
William Dorsey	264.00
Michelene Duff	220.00
Samuel C. Elliott	120.00
Emogene Ellis	165.00
Mildred Foster	120.00
Roy Freeman	132.00
Dorothy Gagnon	60.00
Lena L. Harris	120.00
Cora Hilyard	140.00
Norman Hudson	120.00
Margaret Hurley	120.00
Margaret Jones	60.00
Claude Jordon	120.00
Gove Jarvis	120.00
Henry Kates	120.00
Mildred A. Keeler	120.00
Lewis Killen	\$120.00

J. Howard Link	120.00
Bonnard Layton	120.00
Venie Lloyd	165.00
Barney J. Lofland	120.00
J. Morton Melvin	120.00
Jennings Moore	120.00
Wilma McDowell	120.00
Elsie Mitchell	165.00
Richard Norwood	120.00
Louise Pennewill	220.00
Kenneth Pennewill	120.00
Donald Ralph	120.00
Elizabeth Foley	120.00
Andrew Reynolds	120.00
William W. W. Reynolds	120.00
Willard Robbins	120.00
Ruth Ross	120.00
Helen Rowlinson	120.00
John J. Smith	120.00
Olive Sutton	160.00
Bailey Thomas	275.00
Alex Tomkiewicz	165.00
Joseph F. Toner	150.00
Harrison F. Turner	450.00
Elizabeth Wainwright	150.00
Lillian Wallace	120.00
James A. Walsh	225.00
William J. Warwick	150.00
Melba Webb	178.75
Roland West	150.00
Celestine Wood	120.00
Elmer Voshell	120.00

Mr. Best introduced **HS 1** for **HB 627**—"An Act to Amend Chapter 7, Title 29, Delaware Code, Relating to Standing Committees of the General Assembly." It was given its first and only reading by title only and assigned to the Committee on Revised Statutes.

Mr. Casey introduced **HS 1** to **HB 596**—"An Act to Amend Title 18, Delaware Code, Relating to Insurance." It was given its first and only reading by title only and assigned to the Committee on Insurance and Banking.

Mr. Isaacs introduced **HB 629**—"An Act to Amend Chapter 4, Title 24, Delaware Code, in Relation to the Profession of Barbering." It was given its first reading by title only and assigned to the Committee on Revised Statutes.

At 6:50 P. M. it was regularly moved and seconded that the House adjourn until 1:00 P. M. Wednesday, June 17, 1964.

The motion prevailed by voice vote.

24th LEGISLATIVE DAY—Second Regular Session

The Speaker called the House to order at 2:32 P. M. on Wednesday, June, 17, 1964.

There was a prayer by the chaplain, Rev. J. Howard Link.

The Speaker led those present in a Salute of the Flag.

The Roll Call revealed 33 members present; 2 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Younger, Mr. Speaker—33.

MEMBERS ABSENT—Messrs. McGinnis, Wootten—2.

The Clerk proceeded to read the Journal of the previous session when Mr. Eskridge moved that so much be considered the reading of the Journal. Approved.

Motion Prevailed.

The following Committee reports were given:

HB 623—Appropriations, 2 favorable, 3 on merits. Without objections, Mr. Casey was named co-sponsor of the bill.

HB 624—Appropriations, 3 favorable, 2 on merits.

Mr. Eskridge introduced **HB 630**—"An Act to Amend Chapter 3, Title 11, Delaware Code, relating to the Crime of Shoplifting, Defining the same and Providing Penalties Therefor, Creating Certain Presumptions Arising From Concealment of Unpurchased Goods and Establishing Certain Protective Rights for Merchants with Respect Thereto." It was given its first reading by title only and assigned to the Committee on Judiciary.

A messenger from the Senate informed the House that the Senate had passed **Senate Bills 320, 323, 325** and requested the concurrence of the House.

He also informed the House that the Senate had passed **House Bills HS 2**, for **HB 21, HB 367, HS 1** for **HB 570**, and was returning the same to the House.

Mr. Pratt introduced **HA 6** to **SB 263**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 6** to **SB 263** be placed with the bill. The motion prevailed.