

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

Ordered returned to the House.

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

Motion prevailed.

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

Senate met at expiration of recess.

Mr. W. M. Davis, on motion for leave, introduced Senate Bill No. 23, entitled:

An Act to amend Chapter 10, Volume 36, of the Laws of Delaware, as amended by Chapter 10, Volume 37 and Chapter 27, Volume 38, Laws of Delaware, relating to fees for registration of motor vehicles.

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

Mr. Wright moved that Senate Bill No. 18, entitled:

An Act providing for unemployment relief for the unemployed citizens of the State of Delaware.
be read.

Motion prevailed.

Mr. W. M. Davis moved so much be considered the first reading of Senate Bill No. 18.

Motion prevailed.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 24, entitled:

An Act to amend Chapter 18, Volume 38, Laws of Delaware, entitled "An Act creating a Commission for the control of the manufacture, distribution, sale and transportation of alcoholic liquor, wines and beer."

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

Motion prevailed.

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

On motion of Mr. Chandler, Senate Bill No. 17, entitled:

An Act to amend Chapter 131 of the Revised Code of Delaware (1915), as amended, in relation to Juries.

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

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Simonton moved that 500 copies of Senate Bill No. 24, be printed entitled:

An Act to amend Chapter 18, Volume 38, Laws of Delaware entitled "An Act creating a Commission for the control of the manufacture, distribution, sale and transportation of alcoholic liquor, wines and beer."

Motion prevailed.

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

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, relating to fish, oysters and game revenue.

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

Motion prevailed.

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

Mr. Simonton moved that 500 copies of Senate Bill No. 25, be printed entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, relating to fish, oysters and game revenue.

Motion prevailed.

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

An Act with reference to ditches and drains in Sussex County.

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

Motion prevailed.

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

Mr. Chandler moved that 500 copies of Senate Bill No. 26 be printed, entitled:

An Act with reference to ditches and drains in Sussex County.

Motion prevailed.

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, January 30, 1935.

Motion prevailed.

«NINETEENTH LEGISLATIVE DAY»

January 30, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment. President Dr. Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

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

House Bill No. 19, entitled:

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor," by exempting certain real estate from municipal taxation.

And presented the same to the Senate.

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

Senate Bill No. 14, entitled:

An Act to amend An Act entitled "An Act to provide for the regulation, control and licensing of horse racing in the State of Delaware, to create a Delaware Racing Commission, and to prescribe its powers and duties and providing for salaries and expenses therefor, and to provide for the fees to be charged and taxes to be collected for the conduct of horse racing within the State of Delaware and the disposition thereof," being Chapter 62 of Volume 38, Laws of Delaware.

And returned the same to the Senate.

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

House Concurrent Resolution No. 8, entitled:

In reference to the Introduction of New Business.

And presented the same to the Senate.

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

Motion prevailed.

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

Senate met at expiration of recess.

On motion for leave, Mr. Simonton introduced Senate Concurrent Resolution No. 10, entitled:

In reference to the World Court.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

NAYS—Mr. Neugebauer—1.

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

Ordered to the House for concurrence.

The President Pro Tem announced he is about to sign:

Senate Bill No. 14.

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

An Act requiring all custodians of public records and registries of State, County and Incorporated Municipalities, to use paper and ink of standard qualities.

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

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 16, entitled:

An Act to amend An Act entitled "An Act to provide for the more efficient collection of taxes in Sussex County, by establishing the Office of the Receiver of Taxes and County Treasurer, and prescribing the duties of said office, and abolishing the office of County Treasurer and the office of Collector of Taxes," being Chapter 82, Volume 28, Laws of Delaware.

Reported the same back to the Senate favorably.

L. L. MALONEY
W. M. DAVIS
FRED A. WALLS
C. R. VAN SANT

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 19, entitled:

An Act to amend Chapter 43 of the Revised Code of the State of Delaware (as amended by Chapter 77, Volume 33, and Chapter 87, Volume 34, Laws of Delaware) relating to the Levy Court of Sussex County, by authorizing the Levy Court of Sussex County to appropriate money to Motorized Fire Companies within Sussex County.

Reported the same back to the Senate favorably.

L. L. MALONEY
W. M. DAVIS
FRED A. WALLS
C. R. VAN SANT
F. C. BANCROFT

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 23, entitled:

An Act to amend Chapter 10, Volume 36, of the Laws of Delaware (as amended by Chapter 10, Volume 37 and Chapter 27, Volume 38, Laws of Delaware) relating to fees for registration of motor vehicles.

Reported the same back to the Senate favorably.

L. L. MALONEY
W. M. DAVIS
FRED A. WALLS
C. R. VAN SANT
F. C. BANCROFT

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

In reference to the Introduction of New Business.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

The Chair presented House Bill No. 19, entitled:

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor," by exempting certain real estate from municipal taxation.

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

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

An Act to amend Chapter 74 of the Revised Code of Delaware, 1915, in reference to fishing licenses for non-residents.

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

Mr. Marshall moved that 500 copies of Senate Bill No. 18 be printed, entitled:

An Act providing for unemployment relief for the unemployed citizens of the State of Delaware.

Motion prevailed.

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

An Act providing for the blood testing of cattle for Bang's Disease.

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

Mr. Maloney, on behalf of the Committee on Corporations, Municipal, to whom had been referred, House Bill No. 19, entitled:

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor" by exempting certain real estate from municipal taxation.

Reported the same back to the Senate favorably.

L. L. MALONEY
S. M. D. MARSHALL
JAMES L. DAVIS
EDW. I. GLENN

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

An Act to amend Chapter 60 of the Revised Code of the State of Delaware relating to General Elections.

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

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, January 31, 1935.

Motion prevailed.

«TWENTIETH LEGISLATIVE DAY»

January 31, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment. President Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The following communications were read, bearing on the liquor, racing and Sunday movies legislation:

Epworth League of Claymont M. E. Church, Claymont.

Rev. John T. Bailey, Milford, Del.

Brotherhood Bible Class of Claymont M. E. Church, Claymont.

Asbury M. E. Church, Smyrna.

First Presbyterian Church, Smyrna.

In accordance with the requirements of Senate Concurrent Resolution No. 5, a copy of this Resolution has been sent the family and is hereby spread on the Journal.

SENATE CONCURRENT RESOLUTION NO. 5

Upon the Death of the Honorable Ira L. Long.

WHEREAS, in the death of the Honorable Ira L. Long, an honored and respected member of the Senate, during the Sessions of 1917, 1918 and 1919, this State has lost a respected and useful citizen; and

WHEREAS, it is fitting that this General Assembly give expression of its sense of loss to the State, and its sympathy to the family of the late Senator Long; NOW THEREFORE,

BE IT RESOLVED, by the Senate, the House of Representatives concurring therein, that this General Assembly, on behalf of its members, and on behalf of the citizens of this State, does hereby express sincere regret at the death of the Honorable Ira L. Long, and emphasizes its sincere appreciation of his valuable services to the State; and

That we extend to his family the sincere sympathy of this General Assembly; and

That a copy of these resolutions be entered in the Journal, a copy be delivered to the press, and a copy be sent to his family.

In accordance with the requirements of Senate Concurrent Resolution No. 6, a copy of this Resolution has been sent the family and is hereby spread on the Journal.

SENATE CONCURRENT RESOLUTION NO. 6

Upon the Death of the Honorable Clarence E. Poole.

WHEREAS, in the death of the Honorable Clarence E. Poole, an honored and respected member of the House of Representatives, during the Session of 1913, this State has lost a respected and useful citizen; and

WHEREAS, it is fitting that this General Assembly give expression of its sense of loss to the State, and its sympathy to the family of the late Representative Poole; NOW, THEREFORE,

BE IT RESOLVED, by the Senate, the House of Representatives concurring therein, that this General Assembly, on behalf of its members, and on behalf of the citizens of this State, does hereby express sincere regret at the death of the Honorable Clarence E. Poole, and emphasizes its sincere appreciation of his valuable services to the State; and

That we extend to his family the sincere sympathy of this General Assembly; and

That a copy of these resolutions be entered in the Journal, a copy be delivered to the press, and a copy be sent to his family.

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

An Act to repeal An Act entitled "An Act making General Election Day a legal holiday for school purposes," being Chapter 198, Volume 33, Laws of Delaware.

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

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

House Concurrent Resolution No. 9, entitled:

In reference to Honorable Franklin D. Roosevelt, President of these United States, in extending to him congratulations on his birthday.

And presented the same to the Senate.

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

House Bill No. 17, entitled:

An Act to repeal Chapter 132 of Volume 32, Laws of Delaware, entitled "An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica."

And presented the same to the Senate.

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

House Bill No. 21, entitled:

An Act to amend Article 8, Chapter 6 of the Revised Code of the State of Delaware as amended by Chapter 6, Volume 36, Laws of Delaware.

And presented the same to the Senate.

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

House Bill No. 20, entitled:

An Act authorizing and directing the State Treasurer to pay out of the State Highway Fund any appropriation that may hereafter be made for the operation and maintenance of the Motor Vehicle Department of the State of Delaware.

And presented the same to the Senate.

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

House Bill No. 18, entitled:

An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica.

And presented the same to the Senate.

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

House Bill No. 15, entitled:

An Act appropriating moneys from the State Treasury for the purpose of paying interest and maturities on certain Highway Improvement Bonds and State Aid Road Bonds, issued by the Levy Courts of New Castle, Kent and Sussex Counties, and maturing during the fiscal biennium of the State of Delaware, ending June 30, 1937.

And presented the same to the Senate.

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

House Bill No. 3, entitled:

An Act to provide funds for the State Old Age Welfare Commission for relief of indigent persons.

And presented the same to the Senate.

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

Senate Concurrent Resolution No. 10, entitled:

In reference to the World Court.

And returned the same to the Senate.

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

An Act relative to the distribution of Information on Horse Racing.

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

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

An Act to authorize and direct the State Highway Department of the State of Delaware to take over, manage and supervise certain public roads, highways and bridges in Sussex County.

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

The Chair presented House Bill No. 3, entitled:

An Act to provide funds for the State Old Age Welfare Commission for relief of indigent persons.

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

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 12, entitled:

An Act to amend Chapter 141, Volume 29, Laws of Delaware, being An Act entitled, "An Act authorizing "Commissioners of Newport" to borrow money and to issue bonds to secure the payment thereof, for the purpose of establishing Water Works or a Sewer System, or both, and to control and regulate the same, when so established," by providing that charges or water rentals shall be a lien on real estate.

Reported the same back to the Senate favorably.

C. R. VAN SANT
L. L. MALONEY
W. M. DAVIS
FRED A. WALLS
F. C. BANCROFT

The Chair presented House Bill No. 21, entitled:

An Act to amend Article 8, Chapter 6 of the Revised Code of the State of Delaware as amended by Chapter 6, Volume 36, Laws of Delaware.

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

The President Pro Tem announced he is about to sign:

House Bill No. 28.

House Concurrent Resolution No. 8.

The Chair presented House Bill No. 15, entitled:

An Act appropriating moneys from the State Treasury for the purpose of paying interest and maturities on certain Highway Improvements Bonds and State Aid Road Bonds, issued by the Levy Courts of New Castle, Kent and Sussex Counties, and maturing during the fiscal biennium of the State of Delaware, ending June 30, 1937.

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

The Chair presented House Bill No. 20, entitled:

An Act authorizing and directing the State Treasurer to pay out of the State Highway Fund any appropriation that may hereafter be made for the operation and maintenance of the Motor Vehicle Department of the State of Delaware.

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

The Chair presented House Bill No. 18, entitled:

An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica.

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

The Chair presented House Bill No. 17, entitled:

An Act to repeal Chapter 132 of Volume 32, Laws of Delaware, entitled "An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica."

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

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

Relating to the Fifty-third Birthday of the Honorable Franklin D. Roosevelt.

Mr. Simonton moved it be adopted.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

Mr. Simonton read the following communication:

Hon. L. L. Maloney
President Pro Tempore
Dover, Delaware

My dear Mr. Maloney:

The members of the Senate are cordially invited to a dinner to be given at Joe's Casino on Tuesday, February 12th, at 7:30 P. M.

Kindly let me know in advance just how many will be present so that I may make the proper reservations.

With kind regards, I am

Very truly yours,

P. S.—This invitation includes the President of the Senate, and Members, Attorneys and Secretary of the Senate, the Assistant Secretary of the Senate and the Secretary to the President Pro Tempore.

Mr. Simonton suggested all those wanting reservations, please see Majority Floor Leader's Clerk Donald Morton.

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

Motion prevailed.

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

Senate met at expiration of recess.

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

House Bill No. 60, entitled:

An Act authorizing the borrowing of money and the creation of a debt by and on behalf of the State of Delaware, and the issuance of Certificates of Indebtedness of the State, in a sum not to exceed Seven Hundred Thousand Dollars, to meet a casual deficiency in the General Fund of the State.

And presented the same to the Senate.

The Chair presented House Bill No. 60, entitled:

An Act authorizing the borrowing of money and the creation of a debt by and on behalf of the State of Delaware, and the issuance of Certificates of Indebtedness of the State, in a sum not to exceed Seven Hundred Thousand Dollars, to meet a casual deficiency in the General Fund of the State.

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

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

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor," by exempting certain real estate from municipal taxation.

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

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

Mr. Matthews moved that action on this bill be deferred.

Motion prevailed.

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

An Act proposing an amendment to Article 13 of the Constitution of the State of Delaware relating to Local Option.

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

The President Pro Tem announced he is about to sign:

Senate Concurrent Resolution No. 10.

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 60, entitled:

An Act authorizing the borrowing of money and the creation of a debt by and on behalf of the State of Delaware, and the issuance of Certificates of Indebtedness of the State, in a sum not to exceed Seven Hundred Thousand Dollars, to meet a casual deficiency in the General Fund of the State.

Reported the same back to the Senate favorably.

L. L. MALONEY
DONALD P. ROSS
NORRIS N. WRIGHT
C. R. VAN SANT

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 15, entitled:

An Act appropriating moneys from the State Treasury for the purpose of paying interest and maturities on certain Highway Improvement Bonds and State Aid Road Bonds, issued by the Levy Courts of New Castle, Kent and Sussex Counties, and maturing during the fiscal biennium of the State of Delaware, ending June 30, 1937.

Reported the same back to the Senate favorably.

C. R. VAN SANT
DONALD P. ROSS
NORRIS N. WRIGHT
L. L. MALONEY

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 20, entitled:

An Act authorizing and directing the State Treasurer to pay out of the State Highway Fund any appropriation that may hereafter be made for the operation and maintenance of the Motor Vehicle Department of the State of Delaware.

Reported the same back to the Senate favorably.

C. R. VAN SANT
DONALD P. ROSS
NORRIS N. WRIGHT
L. L. MALONEY

On motion of Mr. Simonton, House Bill No. 60, entitled:

An Act authorizing the borrowing of money and the creation of a debt by and on behalf of the State of Delaware, and the issuance of Certificates of Indebtedness of the State, in a sum not to exceed Seven Hundred Thousand Dollars, to meet a casual deficiency in the General Fund of the State.

Was taken up for consideration.

Mr. Simonton moved that all Rules be suspended and that so much of the reading of House Bill No. 60 be called the third reading.

Motion prevailed.

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

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

YEAS—Messrs. Chandler, Davis, J. L.; Davis, W. M.; Marshall, Matthews, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—11.

NAYS—None.

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

Ordered returned to the House.

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

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor," by exempting certain real estate from municipal taxation.

Was taken up for final passage.

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

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Matthews, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—12.

NAYS—None.

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

Ordered returned to the House.

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 1, 1935.

Motion prevailed.

«TWENTY-FIRST LEGISLATIVE DAY»

February 1, 1935, 12 o'clock, Noon

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

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

Roll called.

Members Present—Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

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

Motion prevailed.

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

House Bill No. 25, entitled:

An Act authorizing the Levy Court of New Castle County to sell certain real estate situate in said County.

And presented the same to the Senate.

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

House Bill No. 46, entitled:

An Act concerning the mortgages executed to The State of Delaware by The Junction and Breakwater Railroad Company and The Breakwater and Frankford Railroad Company.

And presented the same to the Senate.

The following communications were read, bearing on the liquor, racing and Sunday movies legislation:

Friendship Bible Class of Harrison M. E. Church, Wilmington.

City Federation of the Woman's Christian Temperance Unions of Wilmington.

Rev. John T. Bailey, Milford, Del.

Also communications addressed to various Senators, bearing on Senate Bill No. 1, from the Richardson Park Parent-Teacher Association.

Mr. J. L. Davis, on behalf of the Committee on Elections, to whom had been referred, Senate Bill No. 30, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware, relating to General Elections.

Reported the same back to the Senate favorably.

JAMES L. DAVIS
SAMUEL M. D. MARSHALL
W. M. DAVIS
C. R. VAN SANT
C. A. NEUGEBAUER

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

Motion prevailed.

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

Senate met at expiration of recess.

The Chair presented House Bill No. 25, entitled:

An Act authorizing the Levy Court of New Castle County to sell certain real estate situate in said County.

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

The Chair presented House Bill No. 46, entitled :

An Act concerning the mortgages executed to The State of Delaware by The Junction and Breakwater Railroad Company and The Breakwater and Frankford Railroad Company.

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

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 20, entitled :

An Act to amend Chapter 100 of the 1915 Revised Code of the State of Delaware, in relation to lotteries, gaming and wagering contests.

Reported the same back to the Senate favorably.

L. L. MALONEY
FRED A. WALLS
C. R. VAN SANT
W. M. DAVIS
F. C. BANCROFT

Mr. Matthews, on behalf of the Committee on Corporations, Municipal, to whom had been referred, House Bill No. 12, entitled :

An Act to authorize the Mayor and Council of Laurel, Delaware, to borrow Twenty-seven Thousand Dollars (\$27,000) to redeem certain outstanding bonds and various forms of indebtedness of the Mayor and Council of Laurel, Delaware.

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.
SAMUEL M. D. MARSHALL
JAMES L. DAVIS
E. I. GLENN
L. L. MALONEY

Mr. Matthews, on behalf of the Committee on Corporations, Municipal, to whom had been referred, House Bill No. 17, entitled :

An Act to repeal Chapter 132 of Volume 32, Laws of Delaware, entitled "An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica."

Reported the same back to the Senate favorably.

JAMES L. DAVIS
W. E. MATTHEWS
SAMUEL M. D. MARSHALL
E. I. GLENN
L. L. MALONEY

Mr. Matthews, on behalf of the Committee on Corporations, Municipal, to whom had been referred, House Bill No. 18, entitled:

An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica.

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.
SAMUEL M. D. MARSHALL
JAMES L. DAVIS
E. I. GLENN
L. L. MALONEY

On motion of Mr. W. M. Davis, Senate Bill No. 23, entitled:

An Act to amend Chapter 10, Volume 36, of the Laws of Delaware, as amended by Chapter 10, Volume 37 and Chapter 27, Volume 38, Laws of Delaware, relating to fees for registration of motor vehicles.

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

Upon request the privilege of the floor was given to Mr. Fred Whitney.

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

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 29, entitled:

An Act providing for the blood testing of cattle for Bang's Disease.

Reported the same back to the Senate favorably.

SAMUEL M. D. MARSHALL
DONALD P. ROSS
C. R. VAN SANT
FRED A. WALLS
MILTON T. FRASHER

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

An Act to amend Chapter 131 of the Revised Code of the State of Delaware, relating to the qualifications and exemptions of Jurors.

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

Mr. J. L. Davis, on behalf of the Committee on Elections, to whom had been referred, Senate Bill No. 31, entitled:

An Act to repeal An Act entitled "An Act making General Election Day a legal holiday for school purposes," being Chapter 198, Volume 33, Laws of Delaware.

Reported the same back to the Senate unfavorably.

JAMES L. DAVIS
SAMUEL M. D. MARSHALL
W. M. DAVIS
C. R. VAN SANT
C. A. NEUGEBAUER

Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 36, entitled:

An Act with reference to Ditches and Drains in Kent County.

Mr. J. L. Davis moved that so much be considered the first reading of the Bill.

Motion prevailed.

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

Mr. Matthews moved that Senate Bill No. 34 be withdrawn, entitled:

An Act proposing an amendment to Article 13 of the Constitution of the State of Delaware, relating to Local Option.

Motion prevailed.

On motion of Mr. Chandler, Senate Bill No. 19, entitled:

An Act to amend Chapter 43 of the Revised Code of the State of Delaware (as amended by Chapter 77, Volume 33, and Chapter 87, Volume 34, Laws of Delaware), relating to the Levy Court of Sussex County, by authorizing the Levy Court of Sussex County to appropriate money to Motorized Fire Companies within Sussex County.

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

Upon request the privilege of the floor was given to Mr. Fred Whitney.

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

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Van Sant moved that the Senate adjourn until 12 o'clock, noon, February 4th, 1935.

Motion prevailed.

«TWENTY-SECOND LEGISLATIVE DAY»

February 4th, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment. President Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The President Pro Tem announced he is about to sign:

House Bill No. 19.

House Bill No. 60.

House Concurrent Resolution No. 9.

OATH OF EMPLOYEES

The State of Delaware	}	ss.
New Castle County,		

I, Vera A. Lindsay, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Stenographer for the Senate in the General Assembly of the State, according to the best of my ability.

VERA A. LINDSAY

Sworn and subscribed to this 1st day of January, A. D. 1935.

AVIS S. BISHOP

(SEAL)

Notary Public

On motion of Mr. J. L. Davis, House Bill No. 17, entitled:

An Act to repeal Chapter 132 of Volume 32, Laws of Delaware, entitled "An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica."

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

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

House Bill No. 30, entitled:

An Act to amend Chapter 82 of the Revised Code of the State of Delaware (1915) providing that jurisdiction shall be before Justices of the Peace or the Municipal Court of Wilmington for violations thereof.

And presented the same to the Senate.

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

House Bill No. 58, entitled:

An Act to amend Chapter 100 of the Revised Code of the State of Delaware (1915) relative to obstructing railroad tracks.

And presented the same to the Senate.

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

House Bill No. 59, entitled:

An Act to amend "An Act to reincorporate the Town of Georgetown," being Chapter 238, Volume 26, Laws of Delaware.

And presented the same to the Senate.

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

House Concurrent Resolution No. 10, entitled:

Relating to cash payment of the Adjusted Service Certificates to the Veterans of the World War.

And presented the same to the Senate.

On motion of Mr. J. L. Davis, House Bill No. 18, entitled:

An Act authorizing the Town Commissioners of Frederica to borrow Fifteen Thousand Dollars, and to issue bonds therefor, for the purpose of acquiring in any manner and establishing and maintaining a Water Plant for the Town of Frederica.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

On motion of Mr. Matthews, House Bill No. 12, entitled:

An Act to authorize the Mayor and Council of Laurel, Del., to borrow Twenty-seven Thousand Dollars (\$27,000) to redeem certain outstanding bonds and various forms of indebtedness of the Mayor and Council of Laurel, Delaware.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

On motion of Mr. Walls, Senate Bill No. 16, entitled:

An Act to amend An Act entitled, "An Act to provide for the more efficient collection of Taxes in Sussex County, by establishing the Office of the Receiver of Taxes and County Treasurer, and prescribing the duties of said Office, and abolishing the Office of County Treasurer and the Office of Collector of Taxes," being Chapter 82, Volume 28, Laws of Delaware.

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

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

Mr. Cannon moved that action be deferred until 2:30 P. M., tomorrow.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Mr. President Pro Tem—16.

NAYS—None.

Motion prevailed.

And action on Senate Bill No. 16 was deferred until 2:30 P. M., February 5th.

Mr. Simonton, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred, Senate Bill No. 25, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, relating to Fish, Oysters and Game revenue.

Reported the same back to the Senate favorably.

J. ROY CANNON
NORRIS N. WRIGHT
DONALD P. ROSS
JAMES L. DAVIS

The Chair presented House Bill No. 59, entitled:

An Act to amend "An Act to reincorporate the Town of Georgetown," being Chapter 238, Volume 26, Laws of Delaware.

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

The Chair presented House Bill No. 30, entitled:

An Act to amend Chapter 82 of the Revised Code of the State of Delaware (1915) providing that jurisdiction shall be before Justices of the Peace or the Municipal Court of Wilmington for violations thereof.

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

The Chair presented House Bill No. 58, entitled:

An Act to amend Chapter 100 of the Revised Code of the State of Delaware (1915) relative to obstructing railroad tracks.

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

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

Relating to cash payment of the Adjusted Service Certificates to the Veterans of the World War.

Mr. L. L. Maloney moved that action be deferred.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

So the question was decided in the affirmative and action on the Resolution was deferred.

The following communications were read, bearing on endorsement of the Child Labor Amendment.

Petition from Young Women's Christian Association.

Board of Directors of Wilmington Y. W. C. A.

Membership Secretary of the Wilmington Y. W. C. A.

M. Clara Whaler.

Hilda H. Stevens.

Angela M. Nichols.

Ordered filed.

Communication from members and friends of the Friends Meeting, Wilmington, petitioning the Senate not to pass Senate Bill No. 24, referring to the Liquor Laws.

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

Motion prevailed.

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

Senate met at expiration of recess.

The President Pro Tem announced he is about to sign:

House Bill No. 12.

House Bill No. 17.

House Bill No. 18.

Mr. Simonton requested the privilege of the floor for Mr. John Saylor, representing the Delaware Federation of Labor.

Which was granted.

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 5th, 1935.

Motion prevailed.

«*TWENTY-THIRD LEGISLATIVE DAY*»

February 5, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment. President Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

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

House Bill No. 55, entitled:

An Act authorizing "The City of Dover" to borrow Four Hundred Fifty Thousand Dollars and to issue bonds therefor, for the purpose of redeeming and refunding certain outstanding bonds of "The City of Dover."

And presented the same to the Senate.

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

House Bill No. 44, entitled:

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor" by providing a procedure for condemnation of property taken for municipal purposes.

And presented the same to the Senate.

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

House Bill No. 41, entitled:

An Act to amend Chapter 33 of the Revised Code of the State of Delaware relating to Board of Examiners of Barbers.

And presented the same to the Senate.

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

House Bill No. 37, entitled:

An Act providing for the payment of a portion of the cost by the State of Delaware of the construction of a much needed inlet from the Delaware Bay into the Lewes and Rehoboth Canal at Lewes, Delaware, with at least six feet of water at mean low tide and jettied on both sides from the shore line out into the Delaware Bay.

And presented the same to the Senate.

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

House Concurrent Resolution No. 11, entitled:

Relative to members of both Houses of General Assembly expressing their appreciation and sincere thanks for the hospitality which the Chamber of Commerce of the City of Wilmington extended to them at the Hotel duPont, in Wilmington.

And presented the same to the Senate.

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

Relative to the selection and appointment of James E. Brown, Prince Simmons and Thomas Day to serve as Janitors of the Legislative rooms.

And presented the same to the Senate.

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

Senate Bill No. 17, entitled:

An Act to amend Chapter 131 of the Revised Code of Delaware (1915), as amended, in relation to Juries.

And returned the same to the Senate.

The following communications were read by the Clerk and ordered filed:

Bearing on the Liquor Bill:

Friends Meeting, 4th and West Streets, Wilmington.

Methodist Episcopal Church, Newark.

Kingswood Church, Wilmington.

Bearing on Child Labor Amendment:

Anabelle M. deLong.

Bearing on Senate Bill No. 1, Election of School Trustees:

P. D. Geoghegan.

The Chair presented House Concurrent Resolution No. 11, entitled:

Relative to members of both Houses of General Assembly expressing their appreciation and sincere thanks for the hospitality which the Chamber of Commerce of the City of Wilmington extended to them at the Hotel duPont, in Wilmington.

Mr. Ross moved its adoption.

Motion prevailed.

The Chair presented House Concurrent Resolution No. 12, entitled:

Relative to the selection and appointment of. James E. Brown, Prince Simmons and Thomas Day to serve as Janitors of the Legislative rooms.

Mr. Ross moved action be deferred.

Motion prevailed.

The Chair presented House Bill No. 37, entitled:

An Act providing for the payment of a portion of the cost by the State of Delaware of the construction of a much needed inlet from the Delaware Bay into the Lewes and Rehoboth Canal at Lewes, Delaware, with at least six feet of water at mean low tide and jettied on both sides from the shore line out into the Delaware Bay.

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

The Chair presented House Bill No. 41, entitled:

An Act to amend Chapter 33 of the Revised Code of the State of Delaware relating to Board of Examiners of Barbers.

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

The Chair presented House Bill No. 44, entitled:

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor" by providing a procedure for condemnation of property taken for municipal purposes.

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

The Chair presented House Bill No. 55, entitled:

An Act authorizing "The City of Dover" to borrow Four Hundred Fifty Thousand Dollars and to issue bonds therefor, for the purpose of redeeming and refunding certain outstanding bonds of "The City of Dover."

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

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 27, entitled:

An Act requiring all custodians of public records and registries of State, County and Incorporated Municipalities, to use paper and ink of standard qualities.

Reported the same back to the Senate favorably.

DONALD P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
JAMES B. McCABE
S. M. D. MARSHALL

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 22, entitled:

An Act making it unlawful to operate a motor vehicle on any public street or highway in this State unless such motor vehicle be equipped with safety glass whenever glass is used in partitions, doors, windows or windshields.

Reported the same back to the Senate favorably.

DONALD P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
JAMES B. McCABE
S. M. D. MARSHALL

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

An Act relating to the purchase of passenger motor vehicles by departments, boards or commissions of the State of Delaware.

Reported the same back to the Senate favorably.

DONALD P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
JAMES B. McCABE
S. M. D. MARSHALL

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 8, entitled:

An Act appropriating Fifteen Hundred Dollars to be used by Public Archives Commission for the purchase of certain historical papers and documents.

Reported the same back to the Senate favorably.

DONALD P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
S. M. D. MARSHALL
JAMES B. McCABE

Mr. Walls moved that Senate Bill No. 16 be stricken from the Calendar, entitled:

An Act to amend An Act entitled, "An Act to provide for the more efficient collection of Taxes in Sussex County, by establishing the Office of the Receiver of Taxes and County Treasurer, and prescribing the duties of said Office, and abolishing the Office of County Treasurer and the Office of Collector of Taxes," being Chapter 82, Volume 28, Laws of Delaware.

Motion prevailed.

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

An Act to amend Chapter 51, Volume 29, Laws of Delaware, as amended by Chapter 42, Volume 32, Laws of Delaware, in relation to the use of a prophylactic against inflammation of the eyes of the new-born.

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

The following Report was submitted by Dr. Marshall, which was read, and ordered filed:

REPORT OF FIRE RECORDER FOR SUSSEX COUNTY

FOR FOUR-MONTH PERIOD, SEPTEMBER 1 TO DECEMBER 31, 1934

Ninety-six alarms were reported by the fourteen Volunteer Fire Companies of Sussex County, all of whom are members of the Sussex County Volunteer Firemen's Association, for the four-month period ending at 12 o'clock, December 31, 1934.

They were reported by months as follows:

September, 8 fires, 2 towns and 6 rural; October, 22 fires, 13 towns, 8 rural and 1 false alarm; November, 25 fires, 17 town, 7 rural and 1 false alarm; December, 41 fires, 19 towns, 21 rural, and 1 false alarm—totaling for the period: Town, 21; Rural, 42; and false alarms, 3.

The 93 actual fires were classified as follows:

Dwelling—fires, 29; places of business—fires, 5, all other buildings, including barns, stables, garages, boat houses and all outbuildings—fires, 12; Automobiles—5; Chimney fires (and this is one of the Volunteer Fire Company's toughest problems)—38 (more in this group than any other); Grass and woods—fires, 4.

1539 men, all members of these 14 fire companies, responded to the 96 alarms and gave a total of 95 hours, 45 minutes of their time to the work. Multiplying men by hours, gives us the staggering sum of 147,360 man-hours charged to fire fighting in Sussex County for the four-month period.

121 pieces of fire fighting apparatus traveled 457 $\frac{3}{4}$ miles in response to the 96 alarms. 1203 feet of ladders were raised at these fires. 13,510 feet of 2 $\frac{1}{2}$ " hose; 900 feet of 1 $\frac{1}{2}$ " hose and 3,780 feet of 1" hose was placed in use in combatting the flames.

Frankford answered the greatest number of alarms with Delmar and Seaford a close second and third respectively.

It is the recommendation of the Fire Recorder that more thought, time and money be extended in an educational program of Fire Prevention. Give more thought to educating the public on Fire Prevention and its many aspects and spend less time answering alarms.

Respectively submitted,

CHARLES H. CONAWAY

Fire Recorder of Sussex County

Greenwood, Delaware

February 1, 1935

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

An Act prohibiting the use of nets commonly known as croker nets in the waters along the Delaware Shore.

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

On motion of Mr. Walls, Senate Bill No. 29, entitled:

An Act providing for the blood testing of cattle for Bang's Disease.

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

Upon request the privilege of the floor was given to Mr. Fred Whitney.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 32, entitled:

An Act relative to the distribution of Information on Horse Racing.

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

DONALD P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
S. M. D. MARSHALL

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

Motion prevailed.

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

Senate met at expiration of recess.

The President Pro Tem announced he is about to sign:

Senate Bill No. 17.

Mr. Simonton offered Senate Report of "Second and Final Report on the Revised Code Commission":

SECOND AND FINAL REPORT OF THE
REVISED CODE COMMISSION

To the Senate and House of Representatives of the State of Delaware in General Assembly Met:

Under the provision of An Act of the General Assembly of the State of Delaware, approved April 29, 1931, the Governor was authorized to select a Commission of three attorneys, one of whom to be a resident of each County in this State, to be known as The Revised Code Commission, with authority and power to revise the public laws of the State and codify and arrange the same.

Pursuant to the said Act of Assembly, the Governor, on the third day of June, 1931, appointed Julian C. Walker, of Wilmington; James L. Wolcott, of Dover, and Daniel J. Layton, of Georgetown, to constitute the said Commission.

In the first Report to the General Assembly, submitted to the Senate and to the House of Representatives on February 14, 1933, a copy of which Report is to be found in the Journal of the State Senate, 1933, pages 147 to 151, inclusive, and in the Journal of the House of Representatives, 1933, pages 202 to 206, inclusive, a complete Report was made for the period beginning with the appointment of the Commission, on June 3, 1931, and ending on December 31, 1932, and it is not deemed necessary to repeat here the contents of that report which is quite lengthy.

Since the work of the Commission, as embodied in the first Report, covering the period ending December 31, 1932, as above referred to, Mr. Layton having been elected Attorney General, and later, having been appointed Chief Justice, Mr. Walker and Mr. Wolcott continued the work of the Commission, and have completed the proposed Code herewith presented to this General Assembly.

The materials available to the Commission consisted of the laws contained in the Code of 1915, and amendments thereto, together with such additional statutes of a public and general nature as have been enacted since the adoption of the said Code of 1915, as published in Volumes 28 to 39, inclusive, of the Session Laws of the General Assembly.

Every effort has been made to present the living law contained in the said Code of 1915 and in the Statutes subsequently passed.

As directed by the Act of the General Assembly, the Commission has followed, as nearly as practically possible, the general scheme and plan of the said Code of 1915. The Chapter numbers, as in the said Code of 1915, have in the main been retained. The said Code of 1915 contains 156 Chapters, exclusive of the enacting Chapter, whereas this proposed Code consists of 180 Chapters, exclusive of any enacting Chapter.

Of the 28 new or additional Chapters contained in this proposed Code, and not in the said Code of 1915, four (4) of these new or additional Chapters have been given the respective Chapter numbers of the said Code of 1915 which have been heretofore totally repealed, and the remaining new or additional Chapters have been placed at the end of this proposed Code and numbered 157 to 180, inclusive.

The system of Chapter and Section Head-Notes, as adopted in the said Code of 1915, has been retained in this proposed Code.

The following is a statement of receipts and expenses covering the period beginning January 1, 1933, and ending with the submission of this Report:

Balance shown by First Report	\$ 2,492.75	
Additional Appropriation	15,000.00	
		<hr/>
		\$17,492.75

Disbursements

Julian C. Walker, Commissioner	\$6,050.00	
James L. Wolcott, Commissioner	5,750.00	
Mary E. Joyce, Typewriting	2,080.00	
Ruth Lightburn, Typewriting	1,643.50	
Mrs. Golt, Typewriting	24.00	
G. L. R. Thompson Co., Supplies	151.00	
James W. Wise, Supplies75	15,699.25
		<hr/>
BALANCE		\$1,793.50

Complete itemized statements and vouchers, for each and all of the above stated disbursements, are on file with the Auditor of Accounts.

The original copy of the proposed Code, as completed by the Commission, is herewith submitted.

The Commission recommends that the General Assembly adopt a joint resolution accepting this Report of the Commission, and ordering that the Original of the draft of the proposed Revised Code accompanying this Report be lodged in the office of the Secretary of State for safe-keeping; and the

Commission submits with this Report a Joint Resolution suitable for carrying into effect such recommendation.

Respectfully submitted,

JULIAN C. WALKER
JAMES L. WOLCOTT

*Remaining Members of the
Revised Code Commission*

Mr. Simonton moved that the Report be accepted.

Motion prevailed.

Mr. Simonton, on motion for leave, introduced Senate Joint Resolution No. 2, entitled:

In reference to the Second and Final Report of the Revised Code Commission.

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

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

In reference to the Second and Final Report of the Revised Code Commission.

Reported the same back to the Senate favorably.

L. L. MALONEY
W. M. DAVIS
FRED A. WALLS
C. R. VAN SANT
F. C. BANCROFT

Mr. Simonton moved that all Rules be suspended and that Senate Joint Resolution No. 2 be placed in order to pass the Senate.

Motion prevailed.

Upon request the privilege of the floor was given to Mr. Julian Walker.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

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

An Act in reference to the Proposed Revised Code of Delaware, 1935.

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

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

An Act providing for the printing, indexing and binding of the Laws of the State of Delaware as codified and arranged by the Revised Code Commission.

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

On motion of Mr. Simonton, Senate Bill No. 25, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, relating to Fish, Oysters and Game revenue.

Was taken up for consideration.

Mr. W. M. Davis moved so much be considered the third reading.

Motion prevailed.

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

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

YEAS—Messrs. Cannon, Davis, J. L.; Davis, W. M.; Frasher, Marshall, Matthews, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—13.

NAYS—Messrs. Bancroft, Chandler, Glenn, McCabe—4.

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

Ordered to the House for concurrence.

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

An Act to amend Chapter 4 of Volume 39, Laws of Delaware, in reference to appropriating money to Fire Companies in Kent County.

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

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

An Act to amend Chapter 8 of the Revised Code of Delaware as amended by Chapter 31, Volume 35, Laws of Delaware, relating to the Public Arms and Defense.

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

Mr. Matthews moved that Senate Bill No. 35 be stricken from the Calendar, entitled:

An Act to amend Chapter 131 of the Revised Code of the State of Delaware, relating to the qualifications and exemptions of Jurors.

Motion prevailed.

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

An Act to amend Chapter 131 of the Revised Code of the State of Delaware, relating to the qualifications and exemptions of Jurors.

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

On motion of Mr. Ross, Senate Bill No. 31, entitled:

An Act to repeal An Act entitled "An Act making General Election Day a legal holiday for school purposes," being Chapter 198, Volume 33, Laws of Delaware.

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

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

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

YEAS—Mr. Ross—1.

NAYS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

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

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 6, 1935.

Motion prevailed.

«TWENTY-FOURTH LEGISLATIVE DAY»

February 6th, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment. President Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

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

Senate Joint Resolution No. 2, entitled:

In reference to the Second and Final Report of the Revised Code Commission.

And returned the same to the Senate.

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

Senate Bill No. 23, entitled:

An Act to amend Chapter 10, Volume 36, of the Laws of Delaware, as amended by Chapter 10, Volume 37 and Chapter 27, Volume 38, Laws of Delaware, relating to fees for registration of motor vehicles.

And returned the same to the Senate.

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

House Concurrent Resolution No. 13, entitled:

Relative to the President Pro Tem of the Senate and the Speaker of the House to appoint a Committee of Three each, for the visitation of all State Institutions.

And presented the same to the Senate.

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

House Joint Resolution No. 1, entitled:

Relating to date in American history of the death of Brigadier General Casimir Pulaski.

And presented the same to the Senate.

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

House Bill No. 6, entitled:

An Act to amend Chapter 12 of the Revised Code of Delaware (1915) and providing for the monthly payment of salaries of State officials and employees.

And presented the same to the Senate.

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

House Bill No. 13, entitled:

An Act making appropriations for the payment of certain School Bonds maturing during the fiscal years beginning July 1, 1935, and ending June 30, 1937.

And presented the same to the Senate.

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

House Bill No. 36, entitled:

An Act providing for the licensing of Non-Resident Masters of Fishing Boats or Vessels engaged in the business of carrying fishing parties for hire.

And presented the same to the Senate.

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

House Bill No. 63, entitled:

An Act providing for the creation and construction of Crematories.

And presented the same to the Senate.

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

House Bill No. 64, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware, relative to the Seventh Representative District of New Castle County, by creating a new Election District to be known as the Tenth Election District of the Seventh Representative District of New Castle County.

And presented the same to the Senate.

The Clerk read the following communications:

Senate Concurrent Resolution in reference to the World Court:

Senator D. O. Hastings

Senator J. G. Townsend, Jr.

Congressman J. George Stewart.

New Castle County Income Tax:

Mr. and Mrs. J. W. Frage.

On motion for leave, Mr. Marshall introduced Senate Resolution No. 10, entitled:

Appropriating certain money out of the State Treasury to pay certain expenses connected with the present Session.

Dr. Marshall moved its adoption.

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

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

YEAS—Messrs. Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—13.

NAYS—Messrs. Bancroft, McCabe, Neugebauer—3.

So the question was decided in the affirmative.

February 5, 1935

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

Senate Concurrent Resolution No. 7—Approved January 28, 1935.

Senate Concurrent Resolution No. 8—Approved January 28, 1935.

Senate Concurrent Resolution No. 9—Approved January 30, 1935.

Senate Bill No. 6—Approved January 30, 1935.

On motion of Mr. Ross, House Concurrent Resolution No. 12, entitled:

Relative to James E. Brown, Prince Simmons and Thomas Day being selected and appointed to serve as Janitors of the Legislative rooms and offices during the Session of the One Hundred and Fifth General Assembly of the State of Delaware.

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

Mr. Neugebauer moved that action be deferred.

Motion prevailed.

Mr. Schroeder, Clerk of the House, being admitted, informed the Senate that the House requested the return of House Concurrent Resolution No. 12, entitled:

Relative to James E. Brown, Prince Simmons and Thomas Day being selected and appointed to serve as Janitors of the Legislative rooms and offices during the Session of the One Hundred and Fifth General Assembly of the State of Delaware.

And presented the request to the Senate.

On motion of Mr. J. L. Davis, Senate Bill No. 20, entitled:

An Act to amend Chapter 100 of the 1915 Revised Code of the State of Delaware, in relation to lotteries, gaming and wagering contests.

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

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

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

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Matthews, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—12.

NAYS—Messrs. Frasher, Glenn, Neugebauer—3.

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

Ordered to the House for concurrence.

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

An Act authorizing the appointment of a warden for Sussex County Jail, defining his powers and duties, and providing for the formulation of Rules and Regulations for said Jail.

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

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred House Bill No. 46, entitled:

An Act concerning the mortgages executed to The State of Delaware by The Junction and Breakwater Railroad Company and The Breakwater and Frankford Railroad Company.

Reported the same back to the Senate favorably.

DONALD P. ROSS
L. L. MALONEY
JAMES B. McCABE
NORRIS N. WRIGHT

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 36, entitled:

An Act with reference to Ditches and Drains in Kent County.

Reported the same back to the Senate favorably.

DONALD B. ROSS
NORRIS N. WRIGHT
S. M. D. MARSHALL
L. L. MALONEY

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 26, entitled:

An Act with reference to Ditches and Drains in Sussex County.

Reported the same back to the Senate favorably.

DONALD P. ROSS
NORRIS N. WRIGHT
S. M. D. MARSHALL
L. L. MALONEY

On motion for leave, Mr. Simonton introduced Senate Resolution No. 11, entitled:

BE IT RESOLVED BY THE SENATE OF THE STATE OF DELAWARE OF THE ONE HUNDRED AND FIFTH GENERAL ASSEMBLY, that this body extends to the Honorable Charles A. Neugebauer, felicitations and best wishes on this, the occasion of his birthday anniversary.

Mr. Simonton moved its adoption.

Motion prevailed.

On motion for leave, Mr. Simonton introduced Senate Resolution No. 12, entitled:

Employing care-taker for the Senate Chamber during the present Session.

Mr. Simonton moved its adoption.

Roll call:

YEAS—Messrs. Chandler, Davis, J. L.; Davis, W. M.; Matthews, Ross, Simonton, Walls, Wright, Mr. President Pro Tem—9.

NAYS—Messrs. Bancroft, Frasher, Glenn, McCabe, Neugebauer, Van Sant—6.

Motion prevailed.

Mr. Simonton moved that House Concurrent Resolution No. 12 be returned to the House according to its request.

Motion prevailed.

Mr. Matthews, on behalf of the Committee on Public Lands, to whom had been referred, House Bill No. 58, entitled:

An Act to amend Chapter 100 of the Revised Code of the State of Delaware (1915) relative to obstructing railroad tracks.

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.

W. M. DAVIS

DONALD P. ROSS

JAMES L. DAVIS

The President announced he is about to sign:

Senate Bill No. 23.

Senate Joint Resolution No. 2.

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

An Act to amend Chapter 131 of the Revised Code of the State of Delaware, relating to the qualifications and exemptions of Jurors.

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

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

An Act proposing an amendment to Article 13 of the Constitution of the State of Delaware, relating to Local Option.

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

Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 46, entitled:

An Act authorizing and directing the County Boards of Assessment of the respective counties in the State of Delaware to reduce the valuation of real estate for assessment purposes.

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

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, House Bill No. 30, entitled:

An Act to amend Chapter 82 of the Revised Code of the State of Delaware (1915), providing that jurisdiction shall be before Justices of the Peace or the Municipal Court of Wilmington for violations thereof.

Reported the same back to the Senate favorably.

L. L. MALONEY
W. M. DAVIS
C. R. VANSANT
FRED A. WALLS
F. C. BANCROFT

The Chair presented House Bill No. 64, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware, relative to the Seventh Representative District of New Castle County, by creating a new Election District to be known as the Tenth Election District of the Seventh Representative District of New Castle County.

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

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

An Act to amend Chapter 43 of the Revised Code of Delaware (as amended by Chapter 76, Volume 28, Laws of Delaware) in relation to what funds the different classes of road work shall be paid.

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

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 7, 1935.

Motion prevailed.

«TWENTY-FIFTH LEGISLATIVE DAY»

February 7, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment. President Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The Clerk read the following communications, bearing on the Liquor Bill, Senate Bill No. 24:

W. C. T. U. of Milford.

People's Church, Dover.

West Presbyterian Church Wilmington.

Marshallton M. E. Church, Marshallton.

Scott M. E. Church, Wilmington.

W. C. T. U., Wilmington.

W. C. T. U., Laurel.

The Chair presented House Bill No. 6, entitled:

An Act to amend Chapter 12 of the Revised Code of Delaware (1915) and providing for the monthly payment of salaries of State officials and employees.

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

The Chair presented House Bill No. 36, entitled:

An Act providing for the licensing of non-resident masters of fishing boats or vessels engaged in the business of carrying fishing parties for hire.

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

The Chair presented House Bill No. 13, entitled:

An Act making appropriations for the payment of certain School Bonds maturing during the fiscal years, beginning July 1, 1935, and ending June 30, 1937.

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

The Chair presented House Bill No. 63, entitled:

An Act providing for the creation and construction of Crematories.

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

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

Relating to date in American history of the death of Brigadier General Casimir Pulaski.

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

The Chair presented House Concurrent Resolution No. 13, entitled:

In reference to the President Pro Tempore of the Senate and the Speaker of the House of Representatives of the One Hundred and Fifth General Assembly appointing a Committee of Three to arrange for visitation of all State Institutions.

Mr. Van Sant moved its adoption.

Motion prevailed.

Ordered returned to the House.

Mr. J. L. Davis moved that Mr. Cannon be thanked for the apples which he so generously furnished the Senate.

Motion prevailed.

Mr. Matthews, on behalf of the Committee on Municipal Corporations, to whom had been referred, House Bill No. 44, entitled:

An Act to amend An Act entitled "An Act changing the name of 'The Town of Dover' to 'The City of Dover' and establishing a charter therefor" by providing a procedure for condemnation of property taken for municipal purposes.

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.
L. L. MALONEY
S. M. D. MARSHALL
E. I. GLENN
JAMES L. DAVIS

Mr. Matthews, on behalf of the Committee on Municipal Corporations, to whom had been referred, House Bill No. 55, entitled:

An Act authorizing "The City of Dover" to borrow Four Hundred Thousand Dollars and to issue bonds therefor, for the purpose of redeeming and refunding outstanding bonds of "The City of Dover."

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.
L. L. MALONEY
S. M. D. MARSHALL
E. I. GLENN
JAMES L. DAVIS

Mr. Matthews, on behalf of the Committee on Municipal Corporations, to whom had been referred, House Bill No. 59, entitled:

An Act to amend "An Act to reincorporate the Town of Georgetown," being Chapter 238, Volume 26, Laws of Delaware.

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.
L. L. MALONEY
S. M. D. MARSHALL
E. I. GLENN
JAMES L. DAVIS

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 39, entitled:

An Act in reference to the proposed Revised Code of Delaware, 1935.

Reported the same back to the Senate favorably.

L. L. MALONEY
FRED A. WALLS
W. M. DAVIS
C. R. VAN SANT

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Substitute for Senate Bill No. 43, entitled:

An Act to amend Chapter 131 of the Revised Code of the State of Delaware, relating to the qualifications and exemption of Jurors.

Reported the same back to the Senate favorably.

L. L. MALONEY
FRED A. WALLS
C. R. VAN SANT
W. M. DAVIS
F. C. BANCROFT

On motion of Mr. Simonton, Senate Bill No. 3, entitled:

An Act agreeing to the proposed amendment to Section 28 of Article IV of the Constitution of the State of Delaware, relating to writ of error.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, House Bill No. 41, entitled:

An Act to amend Chapter 33 of the Revised Code of the State of Delaware, relating to Board of Examiners for Barbers.

Reported the same back to the Senate unfavorably.

S. M. D. MARSHALL
FRED A. WALLS
C. R. VAN SANT
DONALD P. ROSS
MILTON T. FRASHER

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 37, entitled:

An Act to amend Chapter 51, Volume 29, Laws of Delaware, as amended by Chapter 42, Volume 32, Laws of Delaware, in relation to the use of a prophylactic against inflammation of the eyes of the new-born.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
FRED A. WALLS
DONALD P. ROSS
C. R. VAN SANT
MILTON T. FRASHER

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

Motion prevailed.

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

Senate met at expiration of recess.

The President announced that the President Pro Tem named Mr. Van Sant, chairman, serving with Mr. J. L. Davis and Roy Cannon, as the Committee in accordance with House Concurrent Resolution No. 13, a Committee of Three, to arrange for visitation of all State Institutions.

On motion of Mr. Van Sant, House Bill No. 20, entitled:

An Act authorizing and directing the State Treasurer to pay out of the State Highway Fund any appropriation that may hereafter be made for the operation and maintenance of the Motor Vehicle Department of the State of Delaware.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

On motion of Mr. Ross, House Bill No. 46, entitled:

An Act concerning the mortgages executed to The State of Delaware by The Junction and Breakwater Railroad Company and The Breakwater and Frankford Railroad Company.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

The President announced he is about to sign:

House Concurrent Resolution No. 11.

Mr. Chandler, on motion for leave, introduced Senate Resolution No. 13, entitled:

Authorizing the State Librarian to furnish postage stamps to the Secretary and to the Document Clerk of the Senate.

BE IT RESOLVED by the Senate of the State of Delaware, that the State Librarian be and she is hereby authorized and directed to secure and to furnish to the Secretary of the Senate and to the Document Clerk of the Senate, postage stamps, in value not exceeding the sum of Five Dollars (\$5.00), to the Secretary of the Senate, and in value not exceeding Ten Dollars (\$10.00), to the Document Clerk of the Senate, to be used only in connections with their official public duties and as a part of the expenses connected with the present Session of the Senate, the said amount not to be deducted from any other allowances otherwise authorized or allowed; and

BE IT FURTHER RESOLVED, that the said Librarian be and she is hereby authorized to draw on the State Treasurer for a sufficient sum of money to cover the expenditure authorized by this resolution, and the State Treasurer is hereby authorized and directed to pay such sum to the said Librarian out of any moneys in the General Fund of the State Treasury.

Mr. Chandler moved its adoption.

Motion prevailed.

On motion of Mr. Matthews, House Bill No. 58, entitled:

An Act to amend Chapter 100 of the Revised Code of the State of Delaware (1915 relative to obstructing railroad tracks.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

Mr. Simonton, on motion for leave, introduced Senate Resolution No. 14, entitled:

BE IT RESOLVED BY THE SENATE OF THE STATE OF DELAWARE of the One Hundred and Fifth General Assembly, that this body extends to the Honorable Edward I. Glenn, felicitations and best wishes on this, the occasion of his birthday anniversary.

Mr. Simonton moved its adoption.

Motion prevailed.

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

Relating to cash payment of the Adjusted Service Certificates to the Veterans of the World War.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright—14.

NAYS—Messrs. Davis, W. M.; Ross, Mr. President Pro Tem—3.

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

Ordered returned to the House.

On motion of Mr. Maloney, Senate Substitute for House Bill No. 30, entitled:

An Act to amend Chapter 82 of the Revised Code of the State of Delaware (1915), providing that jurisdiction shall be before Justices of the Peace or the Municipal Court of Wilmington or the Court of Common Pleas for Kent County for violations thereof.

Mr. Maloney moved the adoption of the Senate Substitute for the original House Bill.

Motion prevailed.

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

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

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

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Marshall, Matthews, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—12.

NAYS—Messrs. Davis, W. M.; Frasher, Glenn, McCabe—4.

NOT VOTING—Mr. Cannon—1.

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

Ordered to the House for concurrence.

On motion of Mr. Chandler, Senate Bill No. 26 with Senate Amendment No. 1, entitled:

An Act with reference to ditches and drains in Sussex County.

Amend Senate Bill No. 26 be striking out all of Section 1 and inserting a new Section to be known as Section 1.

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

Motion prevailed.

Mr. Cannon moved that action be deferred.

Motion prevailed.

Mr. Chandler moved that a roll call be made.

Roll call:

YEAS—Messrs. Bancroft, Cannon, Frasher, Glenn, Matthews, McCabe, Neugebauer, Simonton, Van Sant—9.

NAYS—Messrs. Chandler, Davis, J. L.; Davis, W. M.; Marshall, Ross, Walls, Mr. President Pro Tem—7.

Motion lost.

Mr. Neugebauer moved that the Senate adjourn until 12 o'clock, noon.

Motion lost.

Mr. Simonton moved that the Senate adjourn until 12 o'clock, Noon, February 8, 1935.

Motion prevailed.

«TWENTY-SIXTH LEGISLATIVE DAY»

February 8th, 1935, 12 o'clock, Noon

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

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

The President Pro Tem announced he is about to sign:

House Concurrent Resolution No. 13.

The Clerk read the following communications, bearing on Senate Bill No. 24—Liquor Laws:

W. C. T. U., Georgetown.

W. C. T. U., Dover.

W. C. T. U., Victory, Townsend, Del.

W. C. T. U. of New Castle County.

David C. Harrison Post, No. 14, Inc., of American Legion, Smyrna, on Senate Bill No. 15.

Ordered filed.

Mr. J. L. Davis moved that Senate Bill No. 36 be stricken from the Calendar, entitled:

An Act with reference to Ditches and Drains in Kent County.

Motion prevailed.

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

An Act to amend the First Paragraph of 3572, Sec. 137 of Chapter 100 of the Revised Code of Delaware of 1915, relating to Betting and Wagering upon Contest of Skill or Speed.

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

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

An Act to amend An Act entitled: "An Act to provide revenue for the relief of certain poor, resident in New Castle County, and for the payment to the Levy Court of New Castle County of moneys advanced by the said Levy Court subsequent to January first, 1935, for the support of said poor," approved February 4, 1935.

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

Mr. Simonton moved that the Senate recess until 2:15 o'clock, P. M.

Motion prevailed.

Same Day, 2:15 o'clock, P. M.

Senate met at expiration of recess.

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

House Bill No. 82, entitled:

An Act to regulate Sturgeon Fishing.

And presented the same to the Senate.

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

House Bill No. 66, entitled:

An Act authorizing the Town of Clayton to borrow Forty-one Thousand Dollars and to issue bonds therefor, for the purpose of redeeming and refunding certain outstanding bonds of the Town of Clayton.

And presented the same to the Senate.

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

House Bill No. 61, entitled:

An Act to amend Chapter 131, Volume 33, Laws of Delaware, entitled "An Act to reincorporate the Town of Clayton," by exempting certain real estate from municipal taxation.

And presented the same to the Senate.

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

House Bill No. 40, entitled:

An Act to amend the Motor Vehicle Laws of the State of Delaware in relation to traffic control.

And presented the same to the Senate.

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

House Bill No. 39, entitled:

An Act making the negligent killing of a person in connection with the operation of a motor vehicle or motorcycle a misdemeanor, and providing a penalty therefor.

And presented the same to the Senate.

On motion of Mr. Chandler, Senate Bill No. 26 with Senate Amendment No. 1 was called up for final passage, entitled:

An Act with reference to ditches and drains in Sussex County.

Mr. Chandler moved the adoption of the amendment.

Roll call:

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

NAYS—Mr. Glenn—1.

Motion prevailed.

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

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

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—14.

NAYS—Messrs. Cannon, Glenn—2.

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

Ordered to the House for concurrence.

Mr. J. L. Davis, on behalf of the Committee on Elections, to whom had been referred, House Bill No. 64, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware, relative to the Seventh Representative District of New Castle County, by creating a new Election District to be known as the Tenth Election District of the Seventh Representative District of New Castle County.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
C. R. VAN SANT
W. M. DAVIS
J. L. DAVIS
C. A. NEUGEBAUER

On motion of Mr. Marshall, Senate Bill No. 37, entitled:

An Act to amend Chapter 51, Volume 29, Laws of Delaware, as amended by Chapter 42, Volume 32, Laws of Delaware, in relation to the use of prophylactic against inflammation of the eyes of the new-born.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Matthews, on behalf of the Committee on Municipal Corporations, to whom had been referred, House Bill No. 25, entitled:

An Act authorizing the Levy Court of New Castle County to sell certain real estate situate in said county.

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.
JAMES L. DAVIS
E. I. GLENN
S. M. D. MARSHALL

On motion of Mr. Matthews, House Bill No. 59, entitled:

An Act to amend "An Act to reincorporate the Town of Georgetown," being Chapter 238, Volume 26, Laws of Delaware.

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

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

On motion of Mr. Marshall, House Bill No. 41, entitled:

An Act to amend Chapter 33 of the Revised Code of the State of Delaware relating to Board of Examiners of Barbers.

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

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

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

YEAS—None.

NAYS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

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

Ordered returned to the House.

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

An Act to amend Chapter 36, Volume 25, Laws of Delaware, entitled "An Act providing for the protection of the public health, and the prevention of fraud and deception, by regulating the weighing, testing, buying and selling of milk and cream; providing for the examination and appointment of certified testers, and the issuing of licenses and making of tests; and providing penalties."

Mr. Walls moved that so much be considered the reading of the Bill.

Motion prevailed.

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

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

An Act to amend Chapter 32 of the Revised Code of Delaware, as amended by Chapter 47, Volume 32; Chapter 70, Volume 37, Laws of Delaware, relating to "State Board of Examiners of Undertakers."

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

Mr. Simonton moved that the Senate adjourn until 11 o'clock, A. M., February 11th, 1935.

Motion prevailed.

«TWENTY-SEVENTH LEGISLATIVE DAY»

February 11th, 1935, 11 o'clock, A. M.

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

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The Clerk read the following communications, bearing on the Liquor Bill, Senate Bill No. 24:

St. Paul's M. E. Church, Wilmington, Del.

W. C. T. U., Bridgeville.

W. C. T. U., Magnolia.

W. C. T. U., Felton.

W. C. T. U., Arter's, Wilmington.

W. C. T. U., Lewes.

Harbeson-Springfield Union, Harbeson.

Mr. Van Sant, asking for the floor, stated he desired to go on record as opposed to the methods of advertising as appearing in the Morning News, regarding a transfer of Highway Fund, the advertisement referred to a grab of \$600,000. Mr. Van Sant spoke in full on the subject.

The Chair presented House Bill No. 39, entitled:

An Act making the negligent killing of a person in connection with the operation of a motor vehicle or motorcycle a misdemeanor, and providing a penalty therefor.

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

The Chair presented House Bill No. 40, entitled:

An Act to amend the Motor Vehicle Laws of the State of Delaware in relation to traffic control.

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

The Chair presented House Bill No. 82, entitled:

An Act to regulate Sturgeon Fishing.

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

The Chair presented House Bill No. 61, entitled:

An Act to amend Chapter 131, Volume 33, Laws of Delaware, entitled "An Act to reincorporate the Town of Clayton," by exempting certain real estate from municipal taxation.

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

The Chair presented House Bill No. 66, entitled:

An Act authorizing the Town of Clayton to borrow Forty-one Thousand Dollars and to issue bonds therefor, for the purpose of redeeming and refunding certain outstanding bonds of the Town of Clayton.

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

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Substitute for House Bill No. 21, entitled:

An Act to amend Article 8, Chapter 6 of the Revised Code of the State of Delaware as amended by Chapter 6, Volume 36, Laws of Delaware.

Reported the same back to the Senate favorably.

L. L. MALONEY
C. R. VAN SANT
W. M. DAVIS
F. C. BANCROFT

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

An Act to amend Chapter 43 of the Revised Code of the State of Delaware, as amended by Chapter 76, Volume 28, Laws of Delaware, relating to the Levy Court of Sussex County.

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

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

Motion prevailed.

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

Senate met at expiration of recess.

Full text of Senate Resolution No. 10, mentioned on page 199:

Appropriating certain money out of the State Treasury to pay certain expenses connected with the present Session.

BE IT RESOLVED, by the Senate of the State of Delaware, that the sum of Two Hundred Dollars (\$200.00), be and the same is hereby appropriated out of the General Fund of the State Treasury to pay A. E. Archer for instructing the Secretary of the Senate in the proper performance of his official duties, this being an expense, connected with the present Session of the Senate, and the State Treasurer is hereby authorized and directed to pay the said sum of Two Hundred Dollars (\$200.00) to the said A. E. Archer out of any money in the State Treasury.

Full text of Senate Resolution No. 12, mentioned on page 202:

Employing Care-taker for the Senate Chamber during the present Session.

BE IT RESOLVED, by the Senate of the State of Delaware, that Thomas Day be and he is hereby employed as care-taker for the Senate Chamber during the present Session of the General Assembly, to thoroughly clean the Senate Chamber after each daily session of the Senate and prepare the said Chamber for each and every daily session of the Senate.

Mr. Maloney, on behalf of the Committee on Revised Statutes to whom had been referred, Senate Bill No. 48, entitled:

An Act to amend the first paragraph of 3572, Sec. 137 of Chapter 100 of the Revised Code of Delaware of 1915, relating to betting and wagering upon contest of skill or speed.

Reported the same back to the Senate favorably.

L. L. MALONEY
W. M. DAVIS
C. R. VAN SANT
FRED A. WALLS
F. C. BANCROFT

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Bill No. 52, entitled:

An Act to amend Chapter 43 of the Revised Code of the State of Delaware, as amended by Chapter 76, Volume 28, Laws of Delaware, relating to the Levy Court of Sussex County.

Reported the same back to the Senate favorably.

L. L. MALONEY
W. M. DAVIS
C. R. VAN SANT
FRED A. WALLS
F. C. BANCROFT

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

Relating to date in American history of the death of Brigadier General Casimir Pulaski.

Reported the same back to the Senate favorably.

DONALD P. ROSS
NORRIS N. WRIGHT
L. L. MALONEY
S. M. D. MARSHALL
JAMES B. McCABE

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 44, entitled:

An Act authorizing the appointment of a warden for Sussex County Jail, defining his powers and duties, and providing for the formulation of Rules and Regulations for said Jail.

Reported the same back to the Senate favorably.

DONALD P. ROSS
NORRIS N. WRIGHT
L. L. MALONEY
S. M. D. MARSHALL

The Clerk read a communication from Ernest V. Kieth, Executive Secretary of the State Board of Charities.

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

An Act to amend Chapter 22 of the Revised Code of the State of Delaware, as amended in Chapter 48, Volume 29, and Chapter 49, Volume 35, Laws of Delaware, in relation to commercial fertilizers.

Mr. J. L. Davis moved so much be considered the first reading of the Bill and fifty copies be made.

Motion prevailed.

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

Messrs. Ross and Wright expressed a desire to go on record as fully approving the declaration made by Mr. Van Sant this morning, protesting against the methods being used by various motor vehicular associations, in advertising a transfer of funds as a grabbing of funds.

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

An Act providing for reimbursing the United States Government for the expense of emergency conservation work if and when by sale of land or products the State derives a profit from such work.

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

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

An Act requiring all owners and operators of commercial motor vehicles or motor vehicles used in the transportation of passengers or property for hire, upon any public street, road or highway in the State of Delaware, to provide security for the protection of the public by bond or insurance policy satisfactory to the Motor Vehicle Commissioner of this State.

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

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 3, entitled:

An Act to provide funds for the State Old Age Welfare Commission for relief of indigent persons.

Reported the same back to the Senate favorably.

C. R. VAN SANT
DONALD P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
J. ROY CANNON

On motion of Mr. Van Sant, Senate Bill No. 21, entitled:

An Act relating to the purchase of passenger motor vehicles by departments, boards or commissions of the State of Delaware.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

The President Pro Tem announced he is about to sign:

House Bill No. 20.

House Bill No. 46.

House Bill No. 58.

House Bill No. 59.

House Concurrent Resolution No. 10.

On motion of Mr. Simonton, Senate Bill No. 22, entitled:

An Act making it unlawful to operate a motor vehicle on any public street or highway in this State unless such motor vehicle be equipped with safety glass whenever glass is used in partitions, doors, windows or windshields.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Simonton, Senate Bill No. 39, entitled:

An Act in reference to the proposed Revised Code of Delaware, 1915.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Marshall, on behalf of the Committee on Printing and Supplies, to whom had been referred, Senate Bill No. 40, entitled:

An Act providing for the printing, indexing and binding of the Laws of the State of Delaware as codified and arranged by the Revised Code Commission.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
W. M. DAVIS
W. A. SIMONTON
F. C. BANCROFT
EBE H. CHANDLER

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 12, 1935.

Motion prevailed.

•[TWENTY-EIGHTH LEGISLATIVE DAY]•

February 12, 1935, 12 o'clock, Noon

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

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The Clerk read the following communications, bearing on Senate Bill No. 24:

W. C. T. U., Delmar.

Cookman M. E. Church, Wilmington.

Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 56, entitled:

An Act to amend Chapter 132 of the Revised Code of Delaware, relating to limitation of Lien of Judgments.

Mr. J. L. Davis moved that so much be considered the first reading of the Bill, and 100 copies be printed.

Motion prevailed.

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

The Sergeant-at-Arms informed the President Pro Tem that a messenger was at the door with a message from the Governor.

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

Motion prevailed.

Same Day, Later

Senate met in regular Session.

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, House Bill No. 63, entitled:

An Act providing for the creation and construction of Crematories.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
FRED A. WALLS
MILTON T. FRASHER
DONALD P. ROSS
C. R. VAN SANT

Mr. W. M. Davis moved that the Senate recess until 2 o'clock, P. M.

Roll call:

YEAS—Messrs. Bancroft, Davis, W. M.; Frasher, Wright—4.

NAYS—Messrs. Cannon, Chandler, Davis, J. L.; Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Mr. President Pro Tem—13.

Motion lost.

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

House Substitute for House Bill No. 69, entitled:

An Act to amend certain Sections of Chapter 58 of the Revised Code of the State of Delaware, entitled "Primary Elections," relating to registration and delivery of Primary Election Books.

And presented the same to the Senate.

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

House Substitute for House Bill No. 70, entitled:

An Act to amend certain Section of Chapter 56 of the Revised Code of the State of Delaware as amended entitled "Registration of Voters" relating to Registration and Delivery of Registration Books.

And presented the same to the Senate.

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

House Bill No. 71 with House Amendment No. 1, entitled:

An Act to amend certain Sections of Chapter 57 of the Revised Code of the State of Delaware, relating to the Department of Elections for the City of Wilmington.

And presented the same to the Senate.

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

House Bill No. 84, entitled:

An Act to repeal 1769, Section 49, Chapter 60 of the Revised Code of the State of Delaware entitled "General Elections" and to substitute in lieu thereof a new Section providing for marking ballots and rules for counting ballots.

And presented the same to the Senate.

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

House Joint Resolution No. 2, entitled:

Appropriating the sum of Fifty Dollars to cover the expenses incident to the observance of Lincoln's Birthday.

And presented the same to the Senate.

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, House Bill No. 13, entitled:

An Act making appropriations for the payment of certain School Bonds maturing during the fiscal years beginning July 1, 1935, and ending June 30, 1937.

Reported the same back to the Senate favorably.

C. R. VAN SANT
DONALD P. ROSS
NORRIS N. WRIGHT
L. L. MALONEY
J. ROY CANNON

Mr. Matthews, on behalf of the Committee on Municipal Corporations, to whom had been referred, House Bill No. 61, entitled:

An Act to amend Chapter 131, Volume 33, Laws of Delaware, entitled "An Act to reincorporate the Town of Clayton" by exempting certain real estate from municipal taxation.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
W. E. MATTHEWS, Jr.
JAMES L. DAVIS
E. I. GLENN
L. L. MALONEY

Mr. Matthews, on behalf of the Committee on Corporations, Municipal, to whom had been referred, House Bill No. 66, entitled:

An Act authorizing the Town of Clayton to borrow Forty-one Thousand Dollars and to issue bonds therefor, for the purpose of redeeming and refunding certain outstanding bonds of the Town of Clayton.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
W. E. MATTHEWS, Jr.
JAMES L. DAVIS
E. I. GLENN
L. L. MALONEY

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

Motion prevailed.

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

Senate met at expiration of recess.

JOINT SESSION

Mr. Simonton moved that the Senate go into Joint Session in pursuance to House Concurrent Resolution No. 5.

Motion prevailed.

Mr. Simon moved that the President Pro Tempore of the Senate preside over the Joint Session.

Motion prevailed.

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

Motion prevailed.

The President Pro Tem of the Senate announced "The Star Spangled Banner" by the Boys' Band of Lewes.

Mr. Simonton asked for the privilege of the floor for Dr. Francis H. Green.

The request was granted.

Mr. Simonton moved that a rising vote of thanks be given Dr. Francis H. Green.

Which was done.

Mr. Simon moved that the Secretary of the Senate and the Clerk of the House compare their Journals.

Motion prevailed.

They announced that the Secretary of the Senate and the Clerk of the House had compared their Journals and that they agreed.

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

Motion prevailed.

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

An Act authorizing and directing the State Treasurer to return to the General Fund from the State Highway Fund a part of the money heretofore paid from the General Fund for the expenses of the Motor Vehicle Department.

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

Mr. Van Sant, on motion for leave, introduced Senate Bill No. 58, entitled:

An Act making it unlawful to advertise places where marriages can be performed.

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

The Chair presented House Joint Resolution No. 2, entitled:

Appropriating the sum of Fifty Dollars to cover the expenses incident to the observation of Lincoln's Birthday.

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

Mr. J. L. Davis moved that Senator Walls and Senator Matthews be thanked for their presentation of apples and thermometers, respectively.

Motion prevailed.

The Chair presented House Bill No. 84, entitled:

An Act to repeal 1769, Section 49, Chapter 60 of the Revised Code of the State of Delaware entitled "General Elections" and to substitute in lieu thereof a new Section providing for Marking Ballots and Rules for Counting Ballots.

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

The Chair presented House Substitute for House Bill No. 69, entitled:

An Act to amend certain Sections of Chapter 58 of the Revised Code of the State of Delaware, entitled "Primary Elections," relating to registration and delivery of Primary Election Books.

Mr. J. L. Davis moved that so much be considered the first reading and 200 copies be printed.

Roll call:

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Marshall, Matthews, Van Sant, Mr. President Pro Tem—8.

NAYS—Messrs. Davis, W. M.; Frasher, Glenn, McCabe, Neugebauer, Ross, Wright—7.

Motion prevailed.

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

The Chair presented House Substitute for House Bill No. 70, entitled:

An Act to amend certain Sections of Chapter 56 of the Revised Code of the State of Delaware as amended entitled "Registration of Voters" relating to Registration and Delivery of Registration Books.

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

Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 59, entitled:

An Act to amend Chapter 133, Article 1 of the Revised Code of Delaware (1915), relating to executions, by adding a new Section as follows.

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

Mr. W. M. Davis moved that the Senate adjourn until 11 o'clock, A. M., February 13, 1935.

Motion prevailed.

«TWENTY-NINTH LEGISLATIVE DAY»

February 13th, 1935, 11 o'clock, A. M.

Senate met pursuant to adjournment. President Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

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

Senate Bill No. 25, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, relating to Fish, Oysters and Game revenue.

And returned the same to the Senate.

The following communication was read by the Clerk:

Selbyville, Delaware, February 13, 1935

The family of Ira Layfield Long wish to express to the Senate and the House of Representatives of the One Hundred and Fifth General Assembly their sincere thanks and appreciation for Resolutions of Respect and Sympathy extended in their sorrow.

The thoughtful expressions of respect and sympathy help us to adjust ourselves to a changed condition, and are gratefully acknowledged. Again thanking you, I am

Gratefully yours,

(Mrs.) I. LAYFIELD LONG

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

An Act to amend Chapter 112A of the Revised Code of the State of Delaware, being Chapter 250, Vol. 29, Laws of Delaware as amended, relating to the Court of Common Pleas for New Castle County.

Mr. Maloney moved that so much be considered the first reading of the Bill and that 250 copies be printed.

Motion prevailed.

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

On motion of Mr. Ross, House Joint Resolution No. 1, entitled:

Relating to date in American history of the death of Brigadier General Casimir Pulaski.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered returned to the House.

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, House Joint Resolution No. 2, entitled:

Appropriating the sum of Fifty Dollars to cover the expenses incident to the observation of Lincoln's Birthday.

Reported the same back to the Senate favorably.

C. R. VAN SANT
DONALD P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
J. ROY CANNON

The Chair presented House Bill No. 71 with House Amendment No. 1, entitled:

An Act to amend certain Sections of Chapter 57 of the Revised Code of the State of Delaware, relating to the Department of Elections for the City of Wilmington.

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

On motion of Mr. Walls, Senate Bill No. 44, entitled:

An Act authorizing the appointment of a warden for Sussex County Jail, defining his powers and duties, and providing for the formulation of Rules and Regulations for said Jail.

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

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

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

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

YEAS—Messrs. Chandler, Davis, J. L.; Davis, W. M.; Marshall, Matthews, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—11.

NAYS—Messrs. Bancroft, Cannon, Frasher, Glenn, McCabe, Neugebauer—6.

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

Ordered to the House for concurrence.

The President announced he is about to sign:

Senate Bill No. 25.

Mr. Matthews, on behalf of the Committee on Public Lands, to whom had been referred, Senate Bill No. 54, entitled:

An Act providing for reimbursing the United States Government for the expense of emergency conservation work if and when by sale of land or products the State derives a profit from such work.

Reported the same back to the Senate favorably.

W. E. MATTHEWS, Jr.
JAMES L. DAVIS
W. M. DAVIS
DONALD P. ROSS
J. ROY CANNON

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

An Act authorizing the Trustees of Grace Methodist Episcopal Church, Inc., of the Town of Millsboro, in Sussex County, Delaware, to disinter and remove from the old and long unused cemetery of said church the bodies now buried therein and reinter said bodies in another cemetery at or near said Town.

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

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

An Act to amend An Act entitled "An Act for the relief of the indigent sick of Kent and Sussex Counties."

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

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

Motion prevailed.

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

Senate met at expiration of recess.

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

An Act appropriating money to purchase land entirely surrounded by land of the Industrial School for Colored Girls of Delaware.

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

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, Senate Bill No. 41, entitled:

An Act to amend Chapter 4 of Volume 39, Laws of Delaware, in reference to appropriating money to Fire Companies in Kent County.

Reported the same back to the Senate favorably.

C. R. VAN SANT
D. P. ROSS
L. L. MALONEY
NORRIS N. WRIGHT
J. ROY CANNON

February 12, 1935

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

Senate Bill No. 17—Approved February 6, 1935.

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

An Act to amend Chapter 60 of the Revised Code of the State of Delaware in relation to Election Districts, boundaries and polling places.

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

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

An Act making an appropriation to Delaware Colony, Stockley, Delaware, for new machinery and for repairs and replacements to the laundry machinery.

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

On motion of Mr. Marshall, House Bill No. 63, entitled:

An Act providing for the creation and construction of Cre-matories.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

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

An Act to amend Chapter 160, Volume 32, Laws of Delaware, entitled "An Act to provide for the establishment and maintenance of a general and efficient system of Free Public Schools," approved March 31, A. D. 1921, as heretofore amended.

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

Mr. Walls, on behalf of the Committee on Buildings and Highways, to whom had been referred, House Bill No. 40, entitled:

An Act to amend the Motor Vehicle Laws of the State of Delaware in relation to traffic control.

Reported the same back to the Senate favorably.

FRED A. WALLS
W. E. MATTHEWS, Jr.
S. M. D. MARSHALL
C. R. VAN SANT
JAMES B. McCABE

Mr. Walls, on behalf of the Committee on Agriculture, to whom had been referred, Senate Bill No. 53, entitled:

An Act to amend Chapter 22 of the Revised Code of the State of Delaware, as amended in Chapter 48, Volume 29, and Chapter 49, Volume 35, Laws of Delaware, in relation to Commercial Fertilizers.

Reported the same back to the Senate favorably.

FRED A. WALLS
W. E. MATTHEWS, Jr.
EBE H. CHANDLER
J. ROY CANNON
L. L. MALONEY

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 61, entitled:

An Act authorizing the Trustees of Grace Methodist Episcopal Church, Inc., of the Town of Millsboro, in Sussex County, Delaware, to disinter and remove from the old and long unused cemetery of said church the bodies now buried therein and reinter said bodies in another cemetery at or near said Town.

Reported the same back to the Senate favorably.

S. M. D. MARSHALL
FRED A. WALLS
C. R. VAN SANT
MILTON T. FRASHER

Mr. W. M. Davis moved that the Senate adjourn until 11 o'clock, A. M., February 14th, 1935.

Motion prevailed.

THIRTIETH LEGISLATIVE DAY

February 14th, 1935, 11 o'clock, A. M.

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

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The Clerk read a communication from:

Scott Epworth League, Wilmington.

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 46, entitled:

An Act authorizing and directing the County Boards of Assessment of the respective counties in the State of Delaware to reduce the valuation of real estate for assessment purposes.

Reported the same back to the Senate favorably.

DONALD P. ROSS
JAMES B. McCABE
NORRIS N. WRIGHT
S. M. D. MARSHALL
L. L. MALONEY

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

An Act authorizing and directing the State Tax Department to pay to the State Treasurer, to be credited to the General Fund, a portion of the proceeds of the Franchise Tax as established by Article 8, Chapter 6 of the Revised Code of Delaware 1915, and collected thereunder, in return for money heretofore paid from the General Fund for the operation and maintenance expense of the State Tax Department.

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

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

An Act relative to shooting game with a pump or automatic shot-gun in the State of Delaware.

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

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

House Bill No. 62, entitled:

An Act to amend Chapter 131, Volume 33, Laws of Delaware, entitled "An Act to reincorporate the Town of Clayton" by making taxes a lien for three years against property upon which assessed.

And presented the same to the Senate.

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

House Bill No. 78, entitled:

An Act relating to the Boundaries of The Mayor and Council of Wilmington.

And presented the same to the Senate.

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

House Bill No. 91, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 101 of the Revised Code of Delaware by providing for the parole of certain prisoners sentenced to be confined in the New Castle County Workhouse."

And presented the same to the Senate.

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

House Substitute for Senate Bill No. 19, entitled:

An Act to amend Chapter 43 of the Revised Code of the State of Delaware (as amended by Chapter 77, Volume 33 and Chapter 87, Volume 34, Laws of Delaware) relating to the Levy Court of Sussex County, by authorizing the Levy Court of Sussex County to appropriate money to Motorized Fire Companies within Sussex County.

And presented the same to the Senate.

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

Senate Substitute for House Bill No. 30, entitled:

An Act to amend Chapter 82 of the Revised Code of the State of Delaware (1915) providing that jurisdiction shall be before Justices of the Peace or the Municipal Court of Wilmington or the Court of Common Pleas for Kent County for violations thereof.

And returned the same to the Senate.

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

An Act to amend 812. Sec. 77, of Chapter 25 of the Revised Code of Delaware 1915, and providing that a burial permit issued by a local registrar to an undertaker, as provided in said Section, shall be sufficient authority for the interment or other disposition of a dead body anywhere in the State of Delaware, without any additional permit, from any authority of any incorporated city or town in the State.

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

Mr. Simonton announced that the Fish, Oysters and Game Committee of the House and Senate will meet in the Senate Chamber immediately after declaring recess. The Joint Committee will be addressed by L. W. Fisher, Sanitary Engineer, U. S. Public Health Service.

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

Motion prevailed.

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

Senate met at expiration of recess.

Mr. J. L. Davis, on behalf of the Committee on Elections, to whom had been referred, House Substitute for House Bill No. 70, entitled:

An Act to amend certain Sections of Chapter 56 of the Revised Code of the State of Delaware as amended entitled "Registration of Voters" relating to registration and delivery of Registration Books.

Reported the same back to the Senate favorably.

W. M. DAVIS
S. M. D. MARSHALL
C. A. NEUGEBAUER

Mr. J. L. Davis, on behalf of the Committee on Elections, to whom had been referred, House Substitute for House Bill No. 69, entitled:

An Act to amend certain Section of Chapter 58 of the Revised Code of the State of Delaware, entitled "Primary Elections," relating to Registration and delivery of Primary Election Books.

Reported the same back to the Senate favorably.

W. M. DAVIS
S. M. D. MARSHALL
C. A. NEUGEBAUER

Mr. J. L. Davis, on behalf of the Committee on Elections, to whom had been referred House Bill No. 84, entitled:

An Act to repeal 1769, Section 49, Chapter 60 of the Revised Code of the State of Delaware entitled "General Elections" and to substitute in lieu thereof a new Section providing for marking ballots and rules for counting ballots.

Reported the same back to the Senate favorably.

W. M. DAVIS
S. M. D. MARSHALL
C. A. NEUGEBAUER

On motion of Mr. Van Sant, Senate Bill No. 12, entitled:

An Act to amend Chapter 141, Volume 29, Laws of Delaware, being An Act entitled, "An Act authorizing 'Commissioners of Newport' to borrow money and to issue bonds to secure the payment thereof, for the purpose of establishing water works, or a sewer system, or both, and to control and regulate the same, when so established," by providing that charges or water rentals shall be a lien on real estate.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Van Sant, House Bill No. 13, entitled:

An Act making appropriations for the payment of certain School Bonds maturing during the fiscal years beginning July 1, 1935, and ending June 30, 1937.

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

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

Mr. W. M. Davis moved that the Bill be laid on the table.

Motion carried.

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, Senate Joint Resolution No. 1, entitled:

Authorizing the Governor to appoint a Commission to study the State's fiscal system.

Reported the same back to the Senate favorably.

C. R. VAN SANT
DONALD P. ROSS
NORRIS N. WRIGHT
L. L. MALONEY
J. ROY CANNON

Mr. Wright, on behalf of the Committee on Education, to whom had been referred, Senate Bill No. 4, entitled:

An Act to repeal An Act entitled "An Act requiring the Boards of School Trustees and Boards of Education of Special School Districts to give to Teachers, Principals or Superintendents, after two years of service, its reasons in writing for terminating a Teacher's, Principal's or Superintendent's Service," being Chapter 140, Volume 38, Laws of Delaware.

Reported the same back to the Senate favorably.

NORRIS N. WRIGHT
C. R. VAN SANT
F. C. BANCROFT
L. L. MALONEY
EBE H. CHANDLER

Mr. Wright, on behalf of the Committee on Education, to whom had been referred, Senate Bill No. 1, entitled:

An Act to repeal Chapter 196 of Volume 37, Laws of Delaware, and providing for the election of Boards of School Trustees and Boards of Education.

Reported the same back to the Senate unfavorably.

NORRIS N. WRIGHT
L. L. MALONEY
EBE H. CHANDLER

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

An Act to limit the hours of continuous service of operators of Commercial Motor Vehicles.

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

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

An Act to amend Chapter 198, Volume 37, Laws of Delaware, appropriating moneys for education and training of children of the World War Veterans who died while in the service of the Army, Navy or Marine Corps of the United States.

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

On motion of Mr. Simonton, House Bill No. 3, entitled:

An Act to provide funds for the State Old Age Welfare Commission for relief of indigent persons.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Ordered returned to the House.

Mr. Simonton, on motion for leave, introduced, by request, Senate Bill No. 72, entitled:

An Act to amend Chapter 66 of Volume 33 of the Laws of Delaware entitled "An Act to regulate the practice of Chiropody in the State of Delaware, to provide for the establishment of a State Board of Chiropody Examiners, to define the duties and powers of said Board, to provide for examining and registering of Chiropodists in this State, and to provide penalties for the violation of this Act," relating to the Practice of Chiropody.

Mr. Simonton moved that so much be considered the first reading of the Bill.

Motion prevailed.

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

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

Motion prevailed.

Same Day, Later

Senate met again in regular Session.

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

An Act to appropriate money from the School Fund of the State of Delaware for the purpose of building and equipping an Elementary School in the Milford Special School District.

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

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 15th, 1935.

Motion prevailed.

THIRTY-FIRST LEGISLATIVE DAY

February 15th, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment, Dr. Roy F. Corley, presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The Clerk read the following communications:

Senator D. O. Hastings.

Senator J. G. Townsend, Jr.

Congressman J. George Stewart.

Wilmington B. P. O. E., No. 307, Wilmington.

On motion of Mr. W. M. Davis, House Bill No. 13, entitled:

An Act making appropriations for the payment of certain School Bonds maturing during the fiscal years beginning July 1, 1935, and ending June 30, 1937.

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

Mr. W. M. Davis introduced Senate Amendment No. 1 to House Bill No. 13, as follows:

Amend House Bill No. 13, by striking out the numeral 1,000 where the same appears on the third line from the bottom on page 2 of the column headed "Amount of principal of bonds maturing during fiscal year beginning July 1, 1935, and ending June 30, 1936," and substituting in lieu thereof the numeral 1,300 in the said column as heretofore defined.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

So the amendment was decided in the affirmative.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 58, entitled:

An Act making it unlawful to advertise places where marriages can be performed.

Reported the same back to the Senate favorably.

DONALD P. ROSS
NORRIS N. WRIGHT
S. M. D. MARSHALL
L. L. MALONEY
JAMES B. McCABE

On motion of Mr. Matthews, Senate Substitute for Senate Bill No. 43, entitled:

An Act to amend Chapter 131 of the Revised Code of the State of Delaware, relating to the qualifications and exemptions of Jurors.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Van Sant, Senate Bill No. 1, entitled:

An Act to repeal Chapter 196 of Volume 37, Laws of Delaware, and providing for the election of Boards of School Trustees and Boards of Education.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Matthews, McCabe, Neugebauer, Ross, Van Sant—11.

NAYS—Messrs. Chandler, Marshall, Simonton, Walls, Wright, Mr. President Pro Tem—6.

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

Ordered to the House for concurrence.

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

An Act to amend Chapter 4 of Volume 39, Laws of Delaware, in reference to appropriating money to Fire Companies in Kent County.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

NOT VOTING—Mr. Ross—1.

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

Ordered to the House for concurrence.

Mr. J. L. Davis moved that Senate Bill No. 1 be recalled.

Roll call:

YEAS—Messrs. Chandler, Davis, J. L.; Davis, W. M.; Marshall, Ross, Simonton, Walls, Wright, Mr. President Pro Tem—9.

NAYS—Messrs. Bancroft, Cannon, Frasher, Glenn, Matthews, McCabe, Neugebauer, Van Sant—8.

Motion prevailed.

On motion of Mr. J. L. Davis, Senate Bill No. 1, entitled:

An Act to repeal Chapter 196 of Volume 37, Laws of Delaware, and providing for the election of Boards of School Trustees and Boards of Education.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Frasher, Glenn, Matthews, McCabe, Neugebauer, Van Sant—8.

NAYS—Messrs. Chandler, Davis, J. L.; Davis, W. M.; Marshall, Ross, Simonton, Walls, Wright, Mr. President Pro Tem—9.

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

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

Motion prevailed.

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

Senate met at expiration of recess.

Mr. W. M. Davis moved that House Bill No. 13 with Senate Amendment No. 1 be recalled from the House.

Motion prevailed.

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

An Act to amend Chapter 12 of the Revised Code of Delaware (1915) and providing for the monthly payments of salaries of State Officials and Employees.

Reported the same back to the Senate favorably.

L. L. MALONEY
FRED A. WALLS
W. M. DAVIS
C. R. VAN SANT
F. C. BANCROFT

The Chair presented House Bill No. 78, entitled:

An Act relating to the Boundaries of The Mayor and Council of Wilmington.

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

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

House Bill No. 56, entitled:

An Act to amend Chapter 153, Revised Code of Delaware relating to Sabbath Breaking, by legalizing the playing of baseball and football on Sunday.

And presented the same to the Senate.

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

House Bill No. 76, entitled:

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

And presented the same to the Senate.

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

House Bill No. 77, entitled:

An Act to make valid the Record of certain Deeds having defective acknowledgments.

And presented the same to the Senate.

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

House Bill No. 99, entitled:

An Act to amend Chapter 44, of the Revised Code of the State of Delaware (as amended by Chapter 79, Volume 28; Chapter 73, Volume 29; and Chapter 77, Volume 30; Laws of Delaware) in relation to the salary of the Members of the Board of Assessment of Sussex County.

And presented the same to the Senate.

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

House Bill No. 102, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, as amended, relating to fish, oysters and game by extending the open season of muskrats during the years 1935 and 1936.

And presented the same to the Senate.

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

House Substitute for House Bill No. 14, entitled:

An Act authorizing the State of Delaware to borrow moneys from the State School Fund and funds allocated to the State Highway Department for use of the General Fund.

And presented the same to the Senate.

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

House Concurrent Resolution No. 15, entitled:

Relative to a Joint Session of the General Assembly of the State of Delaware, to be held on Friday, February 22nd, 1935, at 2 o'clock to commemorate the birth of George Washington.

And presented the same to the Senate.

The Chair presented House Substitute for Senate Bill No. 19, entitled:

An Act to amend Chapter 43 of the Revised Code of the State of Delaware (as amended by Chapter 77, Volume 33, and Chapter 87, Volume 34, Laws of Delaware) relating to the Levy Court of Sussex County to appropriate money to Motorized Fire Companies within Sussex County.

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

On motion of Mr. Wright, Senate Bill No. 27, entitled:

An Act requiring all custodians of public records and registries of State, County and Incorporated Municipalities, to use paper and ink of standard qualities.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. J. L. Davis moved that Senate Bill No. 46 be printed to the extent of 100 copies.

Motion prevailed.

On motion of Mr. J. L. Davis, Senate Bill No. 30, entitled:

An Act to amend Chapter 60 of the Revised Code of the State of Delaware relating to General Elections.

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

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Simonton, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred, Senate Bill No. 38, entitled:

An Act prohibiting the use of nets, commonly known as croker nets in the waters along the Delaware Shore.

Reported the same back to the Senate favorably.

W. A. SIMONTON
D. P. ROSS
NORRIS N. WRIGHT
JAMES L. DAVIS
J. ROY CANNON

Mr. Ross, on behalf of the Committee on Miscellaneous, to whom had been referred, Senate Bill No. 51, entitled:

An Act to amend Chapter 32 of the Revised Code of Delaware, as amended by Chapter 47, Volume 32; Chapter 70, Volume 37, Laws of Delaware, relating to "State Board of Examiners of Undertakers."

Reported the same back to the Senate unfavorably.

DONALD P. ROSS
JAMES B. McCABE
S. M. D. MARSHALL
NORRIS N. WRIGHT
L. L. MALONEY

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 62, entitled:

An Act to amend An Act entitled "An Act for the relief of the indigent sick of Kent and Sussex Counties.

Reported the same back to the Senate favorably.

C. R. VAN SANT
FRED A. WALLS
DONALD P. ROSS
S. M. D. MARSHALL
MILTON T. FRASHER

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 50, entitled:

An Act to amend Chapter 36, Volume 25, Laws of Delaware, entitled "An Act providing for the protection of the public health, and the prevention of fraud and deception, by regulating the weighing, testing, buying and selling of milk and cream; providing for the examination and appointment of certified testers, and the issuing of licenses and making of test; and providing penalties."

Reported the same back to the Senate favorably.

C. R. VAN SANT
FRED A. WALLS
DONALD P. ROSS
S. M. D. MARSHALL
MILTON T. FRASHER

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

An Act creating a Court of Common Pleas for Sussex County.

Mr. Chandler moved so much be considered the reading of the Bill, and that 250 copies be printed.

Motion prevailed.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 75, entitled:

An Act to amend Chapter 203, Volume 25, Laws of Delaware, being "An Act to reincorporate the Town of Millsboro," by amending Section 24 of said Chapter 203, Volume 25, Laws of Delaware, by amending the provisions as to the abatement and additions to taxes, if paid on or before certain dates.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 76, entitled:

An Act making it unlawful for any Board, Bureau, Commission or Department of the State of Delaware, to employ, or to retain upon its payroll, any person who refuses or neglects to pay any unsecured debt duly contracted for by such person.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 77, entitled:

An Act authorizing the Fish and Game Commission to permit the erection of blinds on property of the State of Delaware for use in hunting.

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

Mr. Simonton, on motion for leave, introduced Senate Concurrent Resolution No. 11, entitled:

WHEREAS, In the death of Albert W. Cummins, a member of the editorial board of the News-Journal Co., on February 14, 1935, the State of Delaware has lost one of its most beloved citizens, whose interest in the public welfare and whose civic pride was admired by his thousands of friends throughout the State, and

WHEREAS, through his editorial comments the citizens of this State have been enabled to gain sound opinions on various matters of National, State, County and Municipal importance, and

WHEREAS, his patriotic work, fraternal work, newspaper affiliations and interest in college life have stamped him as one of the outstanding men of his era in the State, now therefore,

BE IT RESOLVED, that this One Hundred and Fifth General Assembly, the Senate and House concurring therein, extend its expression of regret and sympathy to the members of the family of Albert W. Cummins, and

BE IT FURTHER RESOLVED, that copies of this Resolution be sent to members of his family and the press.

Mr. Simonton moved the adoption of this Resolution.

Roll call:

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, W. M.; Frasher, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

Motion prevailed.

Ordered to the House for concurrence.

Mr. Walls, on motion for leave, introduced Senate Bill No. 78, entitled:

An Act relative to the taking of hard crabs from the waters of Loves Creek, Lewes and Rehoboth Hundred, State of Delaware.

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

The Chair presented House Bill No. 62, entitled:

An Act to amend Chapter 131, Volume 33, Laws of Delaware, entitled "An Act to reincorporate the Town of Clayton" by making taxes a lien for three years against property upon which assessed.

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

The Chair presented House Bill No. 56, entitled:

An Act to amend Chapter 153, Revised Code of Delaware relating to Sabbath Breaking, by legalizing the playing of baseball and football on Sunday.

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

The Chair presented House Bill No. 76, entitled:

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

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

The Chair presented House Bill No. 77, entitled:

An Act to make valid the Record of certain Deeds having defective acknowledgments.

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

The Chair presented House Bill No. 99, entitled:

An Act to amend Chapter 44, of the Revised Code of the State of Delaware (as amended by Chapter 79, Volume 28; Chapter 73, Volume 29; and Chapter 77, Volume 30; Laws of Delaware) in relation to the salary of the Members of the Board of Assessment of Sussex County.

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

The Chair presented House Substitute for House Bill No. 14, entitled:

An Act authorizing the State of Delaware to borrow moneys from the State School Fund and funds allocated to the State Highway Department for use of the General Fund.

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

The Chair presented House Bill No. 102, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, as amended, relating to fish, oysters and game by extending the open season of muskrats during the years 1935 and 1936.

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

The Chair presented House Concurrent Resolution No. 15, entitled:

Relative to a Joint Session of the General Assembly of the State of Delaware, to be held on Friday, February 22nd, 1935, at 2 o'clock to commemorate the birth of George Washington.

Mr. Ross moved that the Resolution be adopted.

Roll call:

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

Motion prevailed.

Ordered returned to the House.

Mr. Maloney, on behalf of the Committee on Revised Statutes, to whom had been referred, Senate Substitute for House Bill No. 21, entitled:

An Act to amend Article 8, Chapter 6 of the Revised Code of the State of Delaware as amended by Chapter 6, Volume 36, Laws of Delaware.

Reported the same back to the Senate favorably.

C. R. VAN SANT
L. L. MALONEY
FRED A. WALLS
W. M. DAVIS
F. C. BANCROFT

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 18th, 1935.

Motion prevailed.

«THIRTY-SECOND LEGISLATIVE DAY»

February 18th, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment, President Pro Tem Maloney presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

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

House Concurrent Resolution No. 16, entitled:

Relative to expressing appreciation to Dr. F. H. Green for his address in commemorating Abraham Lincoln's Birthday.

And presented the same to the Senate.

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

Senate Bill No. 21, entitled:

An Act relating to the purchase of passenger motor vehicles by Departments, Boards or Commissions of the State of Delaware.

And returned the same to the Senate.

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

House Bill No. 87, entitled:

An Act to amend 2385, Section 28 of Chapter 74 of the Revised Code of the State of Delaware, relating to the unlawful shooting of fox pursued by dogs.

And presented the same to the Senate.

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

House Bill No. 97 with House Amendment No. 1, entitled:

An Act relative to the taking of oysters from the rivers and creeks tributary to the Delaware River and Bay.

And presented the same to the Senate.

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

Senate Concurrent Resolution No. 11, entitled:

Relative to the death of Albert W. Cummins.

And returned the same to the Senate.

Mr. Schroeder, Clerk of the House, being admitted, informed the Senate that House had return on the request of the Senate, the following:

House Bill No. 13 with Senate Amendment No. 1, entitled:

An Act making appropriations for the payment of certain School Bonds maturing during the fiscal years beginning July 1, 1935, and ending June 30, 1937.

And returned the same to the Senate.

The Clerk read communications from the following:

Lincoln M. E. Church, Lincoln City.

W. C. T. U., New Castle.

Harrison M. E. Church, Wilmington.

The Young Women's Christian Association.

Asbury M. E. Church, Smyrna.

Communications ordered filed.

Mr. Van Sant, on motion for leave, introduced Senate Bill No. 79, entitled:

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

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 80, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1915, in reference to State Revenue.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 81, entitled:

An Act to amend An Act entitled "An Act granting the consent of the General Assembly of the State of Delaware to the acquisition by the United States of lands at the mouth of Mispillion River in Cedar Creek Hundred, Sussex County, State of Delaware," being Chapter 6, Volume 38, Laws of Delaware.

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

The Chair presented House Concurrent Resolution No. 16, entitled:

Relative to expressing appreciation to Dr. F. H. Green for his address in commemorating Abraham Lincoln's Birthday.

Mr. Van Sant moved its adoption.

Roll call:

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Mr. President Pro Tem—16.

NAYS—None.

Motion prevailed.

Ordered returned to the House.

The President Pro Tem announced he is about to sign:

Senate Substitute for House Bill No. 30.

House Joint Resolution No. 1.

The Chair presented House Bill No. 87, entitled:

An Act to amend 2385, Section 28 of Chapter 74 of the Revised Code of the State of Delaware, relating to the unlawful shooting of fox pursued by dogs.

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

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

Motion prevailed.

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

Senate met at expiration of recess.

On motion of Mr. W. M. Davis, House Bill No. 13 with Senate Amendment No. 13, entitled:

An Act making appropriations for the payment of certain School Bonds maturing during the fiscal years beginning July 1, 1935, and ending June 30, 1937.

Was taken up for consideration.

Mr. W. M. Davis presented Senate Amendment No. 2 to House Bill No. 13, as follows:

Amend House Bill No. 13, by striking out the words and figures:

“One Hundred and Thirty-Eight Thousand Eight Hundred and Fifty Dollars and Twenty-Four Cents (\$138,850.24),”
as they appear in the third, fourth and fifth lines of Section 1 and by inserting in lieu thereof the following:

“One Hundred and Thirty-Nine Thousand One Hundred and Fifty Dollars and Twenty-Four cents (\$139,150.24).”

Mr. W. M. Davis moved the adoption of Senate Amendment No. 2 to House Bill No. 13.

Roll call:

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Wright, Mr. President Pro Tem—15.

NAYS—None.

Motion prevailed.

On the question, "Shall House Bill No. 13 with Senate Amendments Nos. 1 and 2 pass the Senate?"

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Wright, on motion for leave, introduced Senate Bill No. 82, entitled:

An Act imposing a tax upon commercial motor vehicles operated upon the public streets, roads and highways of the State of Delaware and providing for the collection of said tax.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 83, entitled:

An Act providing for the creation of ports of entry to aid in the regulation of the use of the public streets, roads and highways of the State of Delaware by commercial motor vehicles.

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

Mr. Van Sant, on behalf of the Committee on Finance, to whom had been referred, House Substitute for House Bill No. 14, entitled:

An Act authorizing the State of Delaware to borrow moneys from the State School Fund and funds allocated to the State Highway Department for use of the General Fund.

Reported the same back to the Senate favorably.

C. R. VAN SANT
L. L. MALONEY
DONALD P. ROSS
NORRIS N. WRIGHT

On motion of Mr. Matthews, Senate Bill No. 53, entitled:

An Act to amend Chapter 22 of the Revised Code of the State of Delaware, as amended in Chapter 48, Volume 29, and Chapter 49, Volume 35, Laws of Delaware, in relation to commercial fertilizers.

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

Mr. Matthews moved that Captain Hanson be given the privilege of the floor.

Motion prevailed.

Mr. Cannon requested that the following communication be read:

Requires 16 units of plant food instead of 14.

Changed to read "nitrogen" instead of ammonia in every place where that word occurs.

Empowers the Secretary of the State Board of Agriculture to refuse to register more than one brand of fertilizer under the same name, and to cancel a registration should it be discovered that the commercial fertilizer is sold in violation of the provisions of the Act. Also, to refuse to issue a certificate for any commercial fertilizer under a name, brand or trade-mark previously certified if such commercial fertilizer has been reduced in grade or value.

Changes the wording 706 Section 9 very slightly so that tendering of payment for the value of samples taken is not required, unless such payment is requested.

Mr. J. L. Davis moved that action be deferred on Senate Bill No. 53 until Wednesday, February 20.

Motion prevailed.

The President Pro Tem, in connection with House Concurrent Resolution No. 13, announced that Mr. Matthews will act as chairman, with Mr. Bancroft and Mr. W. M. Davis as the Committee to arrange for the Joint Session to celebrate George Washington's Birthday on Friday, February 22nd, at 2:30 P. M.

Mr. Van Sant, on motion for leave, introduced Senate Bill No. 84, entitled:

An Act providing for the construction, operation and maintenance of bridges over or tunnels under rivers and navigable waters forming a boundary of the State; providing for the collection of bridge or tunnel tolls for the payment of the cost of maintenance, operation and repair thereof; prescribing conditions upon which such bridges or tunnels shall become free bridges or tunnels; conferring powers and imposing duties on the State Highway Department; providing that no debt of the State shall be incurred in the exercise of any of the powers granted by this Act; and providing for condemnation.

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

The President Pro Tem announced he is about to sign:

Senate Bill No. 21.

Senate Concurrent Resolution No. 11.

The Chair presented House Bill No. 97 with House Amendment No. 1, entitled:

An Act relative to the taking of oysters from the rivers and creeks tributary to the Delaware River and Bay.

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

On motion of Mr. Simonton, Senate Joint Resolution No. 1, entitled:

Authorizing the Governor to appoint a Commission to study the State's fiscal system.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Simonton, Senate Bill No. 40, entitled:

An Act providing for the printing, indexing and binding of the Laws of the State of Delaware as codified and arranged by the Revised Code Commission.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

On motion of Mr. Simonton, Senate Bill No. 54, entitled:

An Act providing for reimbursing the United States Government for the expense of Emergency Conservation Work if and when by sale of land or products the State derives a profit from such work.

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

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

Mr. Marshall moved that action be deferred until Tuesday, February 19, at 2:30 P. M.

Motion prevailed.

Mr. Cannon requested the privilege of the floor for ex-Senator Vernon Steen, who renewed his acquaintances and wished this Session success.

Mr. Matthews, on motion for leave, introduced, on request, Senate Bill No. 85, entitled:

An Act to amend Chapter 32 of the Revised Code of Delaware, as amended by Chapter 47, Volume 32; Chapter 70, Volume 37, Laws of Delaware, relating to "State Board of Examiners of Undertakers."

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

Mr. Marshall moved that Senate Bill No. 70 be printed (200 copies), through the Printing Committee.

Motion prevailed.

On motion of Mr. W. M. Davis, House Bill No. 6, entitled:

An Act to amend Chapter 12 of the Revised Code of Delaware (1915) and providing for the monthly payment of salaries of State Officials and Employees.

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

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered returned to the House.

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 19th, 1935.

Motion prevailed.

THIRTY-THIRD LEGISLATIVE DAY

February 19th, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment, President Pro Tem Maloney presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

The Clerk read the following communication:

Bellefonte Church, Bellefonte.

Ordered filed.

Mr. Ross, on motion for leave, introduced Senate Bill No. 86, entitled:

An Act to amend Chapter 78 of the Revised Code of the State of Delaware by making Saturday an optional legal bank holiday in the City of Wilmington.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 87, entitled:

An Act to amend Chapter XX of Title 6 of the Revised Code of the State of Delaware relating to Insurance.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 88, entitled:

An Act to amend Chapter 79 of the Revised Code of the State of Delaware, relating to Lien of Taxes.

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

Mr. Matthews requested the reading of a communication from:

Del-Mar-Va Peninsula Fertilizer Association, Smyrna.

Ordered filed.

Mr. Neugebauer, on motion for leave, introduced Senate Bill No. 89, entitled:

An Act regulating the employment of teachers, principals, superintendents and others occupying positions of a professional nature in the Public School System of Delaware.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 90, entitled:

An Act to amend Chapter 65 of the Revised Code of the State of Delaware relating to Corporations.

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

Mr. Matthews moved that 200 copies of Senate Bill No. 89 be printed.

Mr. Wright, on motion for leave, introduced Senate Bill No. 91, entitled:

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

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 92, entitled:

An Act to amend An Act entitled "An Act to provide for the Sterilization of persons mentally defective," being Chapter 62, Volume 33, Laws of Delaware, as amended by Chapters 245 and 246, Volume 36, Laws of Delaware.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 93, entitled:

An Act authorizing the Governor to appoint Special Constables for the Delaware State Hospital at Farnhurst.

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

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

Motion prevailed.

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

Senate met at expiration of recess.

Mr. Simonton moved that Senate Bill No. 54, entitled:

An Act providing for reimbursing the United States Government for the expenses of Emergency Conservation Work if and when by sale of land or products the State derives a profit from such work.

Be deferred until Thursday, February 21st, at 2:30 P. M.

Motion prevailed.

Mr. Simonton moved that the privilege of the floor be extended to:

I. Elmer Perry
 Rev. Kleckman
 Rev. Ivanhoe Willis
 Mrs. A. D. Warner
 Mrs. Waller
 Rev. Walter E. Gunby.

Who spoke in reference to Senate Bill No. 24.

Motion prevailed.

Same Day, 3:45 o'clock, P. M.

Mr. Simonton moved that the Senate recess until the call of the Chair.

Motion prevailed.

Same Day, 4 o'clock, P. M.

Senate met at call of the Chair.

Mr. Simonton, on motion for leave, introduced Senate Bill No. 94, entitled:

An Act to amend the Laws of the State of Delaware in relation to the Identification of Motor Vehicles, as contained in Chapter 9, Volume 35, and in Chapter 10, Volume 36, and in Chapter 11, Volume 37, and in Chapter 28, Volume 38.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 95, entitled:

An Act to amend An Act entitled "An Act concerning Motor Vehicles and making uniform the law relating thereto," as amended.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 96, entitled:

An Act to amend Chapter 10, Volume 36, Laws of Delaware, being An Act entitled "An Act concerning Motor Vehicles and making uniform the law relating thereto."

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 97, entitled:

An Act to protect the public health and welfare by establishing basic principles for sanitary plumbing and authorizing the Delaware State Board of Health to adopt Rules and Regulations governing the installing of all plumbing work in the State of Delaware.

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

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

Appropriating the sum of Fifty Dollars to cover the expenses incident to the observation of Lincoln's Birthday.

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

Mr. Simonton introduced Senate Amendment No. 1 to House Joint Resolution No. 2, as follows:

Amend House Joint Resolution No. 2 by striking out the words "Fifty Dollars (\$50.00)" where they appear in the said House Joint Resolution No. 2, and inserting in lieu thereof the words "Sixty-two Dollars and Fifty Cents (\$62.50)."

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Frasher, Glenn, Marshall, Matthews, McCabe, Simonton, Walls, Mr. President Pro Tem—11.

NAYS—None.

So the amendment was adopted.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Frasher, Glenn, Marshall, Matthews, McCabe, Simonton, Walls, Mr. President Pro Tem—11.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Walls moved that 300 copies of Senate Bill No. 97 be printed.

Motion prevailed.

Mr. Matthews, on motion for leave, introduced Senate Bill No. 98, entitled:

An Act making an appropriation to provide funds for the erection and equipment of a kitchen and laundry at the State Welfare Home.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 99, entitled:

An Act to amend Chapter 45 of the Revised Code of the State of Delaware (1915) relating to New Castle County by defining the powers and duties of the Receiver of Taxes and County Treasurer of said County.

Mr. W. M. Davis moved that so much be considered the reading of the Bill.

Motion prevailed.

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

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 20th, 1935.

Motion prevailed.

«THIRTY-FOURTH LEGISLATIVE DAY»

February 20th, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment. President Roy F. Corley presiding.

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

Roll called.

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

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

Motion prevailed.

Mr. Wright, on motion for leave, introduced Senate Bill No. 100, entitled:

An Act to amend Chapter 44 of the Revised Code of Delaware relating to the exemption of certain property from taxes or assessment.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 101, entitled:

An Act in reference to the administration of relief in New Castle County.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 102, entitled:

An Act appropriating certain moneys for the purpose of enabling the University of Delaware to compile and publish a check list of Official Delaware Documents from the beginning of the State Government to the year, 1935.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 103, entitled:

An Act requiring all owners and operators of Motor Vehicles, other than Commercial Motor Vehicles, used upon any public street, road or highway in the State of Delaware, to provide security for the protection of the public by bond or insurance policy satisfactory to the Motor Vehicle Commissioner of this State.

Mr. W. M. Davis moved that so much beconsidered the first reading and that 200 copies be printed.

Motion prevailed.

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

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

A Resolution authorizing the Governor to appoint a Commission to prepare plans for the celebration of the Delaware Swedish Tercentenary in 1938.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 104, entitled:

An Act to amend An Act entitled "An Act providing for security for the payment of damages caused by the operation of Motor Vehicles."

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 105, entitled:

An Act to amend Chapter 156, 4857, Section 10, of the Revised Code of the State of Delaware relating to fees which shall be charged by the Clerk of Orphans' Court in Guardians' Accounts.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 106, entitled:

An Act to amend Chapter 10 of the Revised Code of Delaware (1915), in reference to the printing of the Legislative Journals.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 107, entitled:

An Act authorizing and directing the Levy Court of Sussex County to refund a certain part of the debt of said County known as "Sussex County Highway Improvement Bonds."

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 108, entitled:

An Act authorizing and directing the Levy Court of Sussex County to refund a certain part of the debt of said County known as "Sussex County Highway Improvement Bonds."

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 109, entitled:

An Act authorizing and directing the Levy Court of Kent County to refund a certain part of the debt of said County known as "Kent County State Aid Road Bonds."

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 110, entitled:

An Act to amend Chapter 117, 3874, Section 31 of the Revised Code of the State of Delaware, relating to the filing of Trustee's Accounts.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 111, entitled:

An Act to amend Chapter 156, 4858, Section 11 of the Revised Code of the State of Delaware relating to fees which shall be charged by the Register in Chancery in Trustee's Accounts.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 112, entitled:

An Act appropriating money to the University of Delaware for the extension of a breeding program.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 113, entitled:

An Act authorizing and directing the State Highway Department to take over the full management and control of all highways in the State of Delaware now under the management and control of the Levy Courts of the respective Counties.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 114, entitled:

An Act making an appropriation to provide funds for the erection and equipment of a pavilion for colored inmates at the State Welfare Home.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 115, entitled:

An Act to amend Chapter 121 of the Revised Code of the State of Delaware relating to Justices' Jurisdiction in Civil Cases for Debt.

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

Mr. Maloney, for Mr. Simonton, on motion for leave, introduced Senate Bill No. 116, entitled:

An Act to amend An Act entitled "An Act directing the Secretary of State to furnish to members of Judicial and Legislative Departments tags designating the Department with which the holder thereof is connected," being Chapter 16, Volume 37, Laws of Delaware.

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

Mr. Maloney, for Mr. Simonton, on motion for leave, introduced Senate Bill No. 117, entitled:

An Act in reference to the boundary and jurisdiction in the Delaware River between the State of Delaware and the State of New Jersey.

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

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

Providing for the celebration of the One Hundred and Fiftieth Anniversary of the adoption of the Constitution of the United States of America.

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

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

Motion prevailed.

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

Senate met at expiration of recess.

Mr. Wright, on motion for leave, introduced Senate Bill No. 118, entitled:

An Act to establish the office of State Fire Marshall, defining his powers and duties, and providing for his compensation and the maintenance of his office.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 119, entitled:

An Act proposing certain amendments to Article IV of the Constitution of the State of Delaware, relating to the Judiciary.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 120, entitled:

An Act to amend An Act entitled, "An Act to create a State Highway Department, establishing a system of State Highways and providing for the improvement and maintenance thereof, and the appropriating and borrowing money therefor," the same being Chapter 63, Volume 29, Laws of Delaware, as amended.

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

Mr. W. M. Davis, on motion for leave, introduced, by request, Senate Bill No. 121, entitled:

An Act to promote the State use system of industries in the Public Welfare Institutions.

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

Mr. Van Sant, on motion for leave, introduced Senate Bill No. 122, entitled:

An Act to provide a portion of the revenue necessary for the construction, reconstruction, and maintenance of the Public Highways of the State, by imposing a tax on Motor Fuels as herein defined, to be collected and paid by distributors as herein defined, with certain rights to refunds as herein set forth, regulating the sale of such fuels, providing for the reports of sales of such fuels, for the collection of said tax by the State Highway Department, and the disposition of the revenue derived therefrom.

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

Motion prevailed.

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

Mr. W. M. Davis, for Mr. Glenn, on motion for leave, introduced Senate Bill No. 123, entitled:

An Act to transfer the duty of providing for the Collection and Disposal of Garbage and Offal in the City of Wilmington from the Board of Health to the Board of Directors of the Street and Sewer Department thereof, and to provide for the erection, maintenance and operation of City Crematories and Garbage Disposal Plants and for the issuance of bonds for the erection thereof.

Mr. W. M. Davis moved that so much be considered the first reading of the bill and 200 copies be printed.

Motion prevailed.

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

Mr. W. M. Davis, for Mr. Glenn, on motion for leave, introduced Senate Bill No. 124, entitled:

An Act to amend Chapter 75 of the Revised Code of Delaware relating to the "Appointment of the Delaware Commission for Blind."

Mr. W. M. Davis moved that so much be considered the first reading and that 200 copies be printed.

Motion prevailed.

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

Mr. W. M. Davis, for Mr. Glenn, on motion for leave, introduced Senate Bill No. 125, entitled:

An Act to provide a Charter for the City of Wilmington, for the creation of a Charter Commission to frame such Charter, for the submission of the Charter so framed to the vote of the citizens of Wilmington, for the presentation of such Charter for the consideration of the General Assembly of the State of Delaware convening in the year 1937, if the same shall be approved by said citizens, and for the payment of the expenses incident to the accomplishment of the foregoing purposes.

Mr. W. M. Davis moved that so much be considered the first reading of the bill and that 200 copies be printed.

Motion prevailed.

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

Mr. W. M. Davis, for Mr. Glenn, on motion for leave, introduced Senate Bill No. 126, entitled:

An Act to amend Chapter 207 of Volume 17 of the Laws of Delaware, entitled "An Act to revise and consolidate the statutes relating to the City of Wilmington," as amended, and to amend Chapter 119 of Volume 28 of the Laws of Delaware entitled "An Act providing for the Collection of Taxes for the City of Wilmington," as amended, by providing when certain officers of the Mayor and Council of Wilmington shall be elected and appointed.

Mr. W. M. Davis moved that so much be considered the first reading of the bill and that 200 copies be printed.

Motion prevailed.

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

Mr. W. M. Davis, for Mr. Glenn, on motion for leave, introduced Senate Bill No. 127, entitled:

An Act to amend Chapter 207 of Volume 17 of the Laws of Delaware entitled "An Act to revise and consolidate the statutes relating to the City of Wilmington," as amended, by reducing the personnel of the Board of Health.

Mr. W. M. Davis moved that so much be considered the first reading of the bill and that 200 copies be printed.

Motion prevailed.

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

Mr. W. M. Davis, for Mr. Glenn, on motion for leave, introduced Senate Bill No. 128, entitled:

An Act to provide for the appointment of the Inspector of Meats of the City of Wilmington, the Milk Inspector of the City of Wilmington and the Vaccine Physicians of the City of Wilmington by the Board of Health thereof.

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

Mr. W. M. Davis, for Mr. Glenn, on motion for leave, introduced Senate Bill No. 129, entitled:

An Act to provide for the sale of Two Hundred and Fifty-four (254) shares of the capital stock of The Union National Bank of Wilmington owned by the State.

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 130, entitled:

An Act making an appropriation to provide funds for the erection and equipment of a Recreation Building at the State Welfare Home.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 131, entitled:

An Act to create a Board of Dairy Commission and provide for the regulation within the State of Delaware the sale of milk, cream and ice cream and for other purposes.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 132, entitled:

An Act making an appropriation for the erection and equipment of certain buildings at Delaware Colony, and providing for operation and maintenance, and providing for a sewage disposal system, water supply, and central heating system.

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

Mr. Marshall, for Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 133, entitled:

An Act to amend Chapter 74, of the Revised Code of Delaware, in reference to crabs.

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

Mr. Marshall moved that the Senate recess until the call of the Chair.

Motion prevailed.

Same Day, 4 o'clock, P. M.

Senate met at the call of the Chair.

Mr. Maloney moved that the Senate adjourn until 12 o'clock, noon, February 21st, 1935.

Motion prevailed.

THIRTY-FIFTH LEGISLATIVE DAY

February 21, 1935, 12 o'clock, Noon

Senate met pursuant to adjournment, President Roy F. Corley presiding.

Roll called.

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

Members Present—Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—17.

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

Motion prevailed.

The Clerk read the following communication:

Rehoboth M. E. Church Quarterly Conference.

Ordered filed.

On motion of Mr. Wright, Senate Substitute for House Bill No. 21, entitled:

An Act to amend Article 8, Chapter 6 of the Revised Code of the State of Delaware as amended by Chapter 6, Volume 36, Laws of Delaware.

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

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

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

YEAS—Messrs. Bancroft, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—16.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. Ross, on motion for leave, introduced Senate Bill No. 134, entitled:

An Act authorizing the borrowing of money and the creation of a debt by or on behalf of the State of Delaware by the issuance of Certificates of Indebtedness of the State in the sum of Twenty-five Thousand Dollars for the improvement of State Institutions and providing for the payment of the interest and the principal of said debt.

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

Mr. Ross, on motion for leave, introduced Senate Bill No. 135, entitled:

An Act to amend Chapter 156 of the Revised Code of the State of Delaware, A. D. 1915, relating to the fees of the Register in Chancery.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 136, entitled:

An Act to amend Chapter 36 of the Revised Code of the State of Delaware (1915) as amended relating to Public Archives Commission.

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

Motion prevailed.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 137, entitled:

An Act providing for a Pension Fund for members of the State Police and appropriating money therefor.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 138, entitled:

An Act to amend the Delaware Liquor Control Act in relation to the receipts and expenditures thereunder by providing for monthly settlement thereof with the State Treasurer; by creating a repayment and contingent fund, and by making an appropriation for the expenses of the Delaware Liquor Commission for each of the two fiscal years ending June 30, 1936 and June 30, 1937.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 139, entitled:

An Act providing for an annual appropriation to the Wilmington Society of the Fine Arts and authorizing the Governor and the Mayor of Wilmington to act as directors thereof.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 140, entitled:

An Act to amend An Act allowing and regulating boxing, sparring, and wrestling matches and exhibitions, being Chapter 84, of Volume 37, Laws of Delaware, as amended, and regulating the conduct of such matches, and providing for licenses and license fees.

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

Mr. Glenn, for Mr. Cannon, on motion for leave, introduced Senate Bill No. 141, entitled:

An Act to amend An Act entitled: "An Act to amend An Act entitled 'An Act to provide for the regulation, control and licensing of horse racing in the State of Delaware, to create a Delaware Racing Commission, and to prescribe its powers and duties, and providing for salaries and expenses therefor, and to provide for the fees to be charged and taxes to be collected for the conduct of horse racing within the State of Delaware and the disposition thereof,' being Chapter 62 of Volume 38, Laws of Delaware," approved February 6, 1935, and providing that the Delaware Racing Commission shall consist of four members.

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

Mr. Wright, on motion for leave, introduced Senate Bill No. 142, entitled:

An Act to provide for the establishment and maintenance of a general and efficient system of Free Public Schools.

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

Motion prevailed.

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

Mr. McCabe, on motion for leave, introduced by request, Senate Bill No. 143, entitled:

An Act to amend Chapter 31 of the Revised Code of the State of Delaware, as amended, relating to the Delaware State Board of Examiners in Optometry.

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

Mr. McCabe, on motion for leave, introduced Senate Concurrent Resolution No. 12, entitled:

Upon the Death of Honorable Harry Prettyman.

WHEREAS, in the death of the Honorable Harry Prettyman, an honored and respected member of the House of Representatives, during the Session of 1901, and of the Senate during the Session of 1921 and 1923, this State has lost a respected and useful citizen; and

WHEREAS, it is fitting that this General Assembly give expression of its sense of loss to the State, and its sympathy to the family of the late Senator Prettyman; NOW, THEREFORE,

BE IT RESOLVED, by the Senate, the House of Representatives concurring therein, that this General Assembly, on behalf of its members, and on behalf of the citizens of this State, does hereby express sincere regret at the death of the Honorable Harry Prettyman, and emphasizes its sincere appreciation of his valuable services to the State; and

That we extend to his family the sincere sympathy of this General Assembly; and

That a copy of these Resolutions be entered in the Journal, a copy be delivered to the press, and a copy be sent to his family.

Mr. McCabe moved its adoption.

Roll call:

YEAS—Bancroft, Chandler, Davis, W. M.; Frasher, Glenn, McCabe, Neugebauer, Ross, Simonton, Van Sant, Walls, Wright, Mr. President Pro Tem—13.

NAYS—None.

Motion prevailed.

Ordered to the House for concurrence.

Mr. Chandler, on motion for leave, introduced Senate Bill No. 144, entitled:

An Act authorizing the Levy Court of Sussex County to build an addition to the Court House of Sussex County.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 145, entitled:

An Act to amend An Act entitled "An Act to reincorporate the Town of Georgetown."

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 146, entitled:

An Act to amend An Act entitled "An Act to incorporate the Town of Frankford," being Chapter 438, Volume 22, Laws of Delaware, relating to the Collector of Taxes.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 147, entitled:

An Act providing for the appointment of a Deputy Clerk of Peace for Sussex County.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 148, entitled:

An Act to provide for an additional Constable in Georgetown Hundred, Sussex County, Delaware.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 149, entitled:

An Act authorizing the Levy Court of Sussex County to borrow on the credit of the County a sum of money not exceeding Four Hundred Thousand Dollars for the purpose of certain county improvements.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 150, entitled:

An Act authorizing the Levy Court of Sussex County to borrow on the credit of Sussex County a sum of money not exceeding Three Hundred Fifty Thousand Dollars for the purpose of improving the ditches and drains in said County.

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

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

Motion prevailed.

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

Senate met at expiration of recess.

Mr. Wright, on motion for leave, introduced Senate Bill No. 151, entitled:

An Act authorizing and directing every Trustee of any Trust Funds to furnish the State Bank Commissioner with certain information in reference to Trust Funds in possession of or under control of such Trustee.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 152, entitled:

An Act to amend Chapter 108, Volume 36, Laws of Delaware, relating to Employment Bureau.

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

Motion prevailed.

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

On motion for leave, Mr. McCame introduced Senate Concurrent Resolution No. 13, entitled:

Upon the Death of Honorable William R. McCabe.

WHEREAS, in the death of the Honorable William R. McCabe, an honored and respected member of the House of Representatives, during the Session of 1883 and 1888, and served as Insurance Commissioner in 1913, this State has lost a respected and useful citizen; and

WHEREAS, it is fitting that this General Assembly give expression of its sense of loss to the State, and its sympathy to the family of the late William R. McCabe; NOW, THEREFORE,

BE IT RESOLVED, by the Senate, the House of Representatives concurring therein, that this General Assembly, on behalf of its members, and on behalf of the citizens of this State, does hereby express sincere regret at the death of the Honorable William R. McCabe, and emphasizes its sincere appreciation of his valuable services to the State; and

That we extend to his family the sincere sympathy of this General Assembly; and

That a copy of these resolutions be entered in the Journal, a copy be delivered to the press, and a copy be sent to his family.

Mr. McCabe moved the resolution be taken up for consideration in order to pass the Senate.

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

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

YEAS—Messrs. Bancroft, Cannon, Chandler, Davis, J. L.; Davis, W. M.; Frasher, Glenn, Marshall, Matthews, McCabe, Neugebauer, Simonton, Walls, Wright, Mr. President Pro Tem—15.

NAYS—None.

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

Ordered to the House for concurrence.

Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 153, entitled:

An Act making it unlawful for any department, commission, board, or agency of the State of Delaware, or of any county, or of any incorporated city or town, of the State of Delaware, to employ both husband and wife living together, in one family, to be paid out of any public funds.

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

Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 154, entitled:

An Act relative to the killing of game in the State of Delaware.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 155, entitled:

An Act for better protection against Smallpox.

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

Mr. Marshall, on motion for leave, introduced Senate Bill No. 156, entitled:

An Act to amend Chapter 60 of the Revised Code of 1915 of the State of Delaware by changing the boundaries of the Third Election District of the Tenth Representative District of Sussex County and creating a new election district in said Representative District.

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

Motion prevailed.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 157, entitled:

An Act providing for the payment of a portion of the costs by the State Highway Department of the construction of an improved inlet into the Indian River and Rehoboth Bays.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 158, entitled:

An Act to amend Chapter 158, Volume 33, Laws of Delaware, being An Act entitled "An Act to reincorporate the Town of Dagsboro," relating to the Town Limits.

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

Mr. Neugebauer, on motion for leave, introduced Senate Bill No. 159, entitled:

An Act appropriating Fifty Thousand Dollars for the purpose of building an auditorium and improving the grounds in connection with the public school building, at Clayton, in Kent County, Delaware.

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

Mr. Marshall, on behalf of the Committee on Public Health, to whom had been referred, Senate Bill No. 69, entitled:

An Act to amend 812. Sec. 77 of Chapter 25 of the Revised Code of Delaware, 1915, and providing that a burial permit issued by a local registrar to an undertaker, as provided in said Section, shall be sufficient authority for the interment or other disposition of a dead body anywhere in the State of Delaware, without any additional permit from any authority of any incorporated city or town in the State.

Reported the same back to the Senate favorably.

MILTON T. FRASHER
C. R. VAN SANT
FRED A. WALLS
S. M. D. MARSHALL

Mr. Van Sant, on motion for leave, introduced Senate Bill No. 160, entitled:

An Act to create a Public Service Commission and to prescribe its powers and duties.

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

Mr. Van Sant, on motion for leave, introduced Senate Bill No. 161, entitled:

An Act providing for the construction of a bridge over, or a tunnel under, the Delaware River, between the States of Delaware and New Jersey, at or near the City of Wilmington, and providing for the operation and maintenance thereof.

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

Mr. Van Sant, on motion for leave, introduced Senate Bill No. 162, entitled:

An Act to amend An Act entitled: "An Act to provide revenue for the relief of certain poor, resident in New Castle County, and for the payment to the Levy Court of New Castle County of moneys advanced by the said Levy Court subsequent to January first, 1935, for the support of said poor," approved February 4, 1935.

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

Motion prevailed.

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

Mr. W. M. Davis, for Mr. Wright, on motion for leave, introduced Senate Bill No. 163, entitled:

An Act appropriating money for the payment of certain outstanding and unpaid bills of certain undertakers for the burial of certain indigent Soldiers, Sailors and Marines.

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

Mr. Simonton, on motion for leave, introduced Senate Bill No. 164, entitled:

An Act making an appropriation for the survey of County Government and taxation in the three Counties of Delaware.

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

Mr. J. L. Davis, on motion for leave, introduced Senate Bill No. 165, entitled:

An Act authorizing and directing the Governor to appoint a Jail Warden and Deputy Jail Warden for Kent County, Delaware.

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

Mr. J. L. Davis, on behalf of the Committee on Elections, to whom had been referred, House Bill No. 71 with House Amendment No. 1, entitled:

An Act to amend certain Sections of Chapter 57 of the Revised Code of the State of Delaware, relating to the Department of Elections for the City of Wilmington.

Reported the same back to the Senate favorably.

JAMES L. DAVIS
S. M. D. MARSHALL
C. R. VAN SANT
W. M. DAVIS

Mr. Maloney, for Mr. Walls, on motion for leave, introduced Senate Bill No. 166, entitled:

An Act to amend An Act entitled "An Act to create a State Real Estate Commission; to register, define, and regulate real estate brokers and real estate salesmen and to provide a penalty for the violation of the provisions hereof, being Chapter 63, Volume 35, Laws of Delaware.

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

Mr. Cannon, on motion for leave, introduced Senate Bill No. 167, entitled:

An Act to amend Chapter 155, Volume 28, of the Laws of Delaware entitled "An Act to incorporate the Town of Blades."

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

Mr. Cannon, on motion for leave, introduced Senate Bill No. 168, entitled:

An Act providing for the digging and cleaning of gutters along State Highways by the State Highway Department.

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

Mr. W. M. Davis, on motion for leave, introduced Senate Bill No. 169, entitled:

An Act to amend Chapter 129 of Title 21 of the Revised Code of the State of Delaware relating to witnesses and evidence.

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

Mr. Marshall, for Mr. Walls, on motion for leave, introduced Senate Bill No. 170, entitled:

An Act to amend Chapter 74 of the Revised Code of the State of Delaware, relating to Fish, Oysters and Game.

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

Mr. Glenn, on motion for leave, introduced Senate Bill No. 171, entitled:

An Act to amend Chapter 18, Volume 38, Laws of Delaware entitled "An Act creating a Commission for the control of the manufacture, distribution, sale and transportation of alcoholic liquor, wines and beer."

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

Mr. Matthews, on motion for leave, introduced Senate Bill No. 172, entitled:

An Act giving authority to the members of the Board of Pardons, as now or hereafter composed in accordance with the provisions of Section 2, Article VII of the Constitution of the State of Delaware, to parole certain prisoners sentenced to be confined in the New Castle County Workhouse.

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

Mr. Chandler, on motion for leave, introduced Senate Bill No. 173, entitled:

An Act appropriating moneys for the transportation of School Children.

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

Mr. Walls, on motion for leave, introduced Senate Bill No. 174, entitled:

An Act prohibiting the training of dogs for hunting raccoon or opossum.

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

Mr. Simonton moved that the Senate adjourn until 12 o'clock, noon, February 22, 1935.

Motion prevailed.