

| | | |
|--|-------------|---------------------|
| Seabury Avenue, Milford | 20,000 | |
| Lakeview Avenue & Kings Hwy. - Milford | 180,000 | |
| Assawoman Canal Bridges | 140,000 | |
| Hot Mix Surfacing & Init. Surf. Treatment | 440,000 | |
| Rd. 357, Rd. 26 to Town Limits - Ocean View | 100,000 | |
| | | |
| | Sub Total | \$ 1,080,000 |
| Total 100% State Fund Projects | | \$ 3,600,000 |
| | Contingency | 1,996,800 |
| | | |
| | Total | <u>\$20,000,000</u> |

B. HARD SURFACING DIRT ROADS PROGRAM

| | |
|---------------------|--------------|
| NEW CASTLE COUNTY - | 30.14 miles |
| KENT COUNTY - | 104.66 miles |
| SUSSEX COUNTY - | 190.34 miles |

FIRST YEAR'S PROGRAM

NEW CASTLE COUNTY

1. Rd. 253 (Rt. 41 to Rd. 253)
2. Rd. 237A (Rt. 41 to Rd. 275)
3. Rd. 289 (Rd. 275 to Rd. 258)
4. Rd. 283 (Rt. 7 to Rd. 282)
5. Rd. 312 (Bridge to Road 311)
6. Rd. 311 (Newark town limits to Pennsylvania Line)
7. Rd. 361 (Rt. 2 to Rd. 360)
8. Rd. 368 (Rt. 26 to Rd. 364)
9. Rd. 384 (Rd. 35 to Rd. 383)
10. Rd. 398 (Rd. 399 to Rd. 396)
11. Rd. 430 (Rt. 299 to Rd. 429)
12. Rd. 454 (Rd. 45 to Rd. 449)
13. Rd. 490 (Rd. 45 to Rt. 30)
14. Rd. 468 (Rt. 30 to Rd. 467)
15. Rd. 489 (Rd. 488 to Rd. 468)
16. Rd. 277 (Rt. 41 to Rd. 282)

KENT COUNTY

1. Rd. 131 (Rd. 94 to Rt. 6)
2. Rd. 173 (Rd. 97 to Rt. 11)
3. Rd. 331 (U. S. 13 to Rd. 88)
4. Rd. 203 (Rd. 202 to Rd. 73)
5. Rd. 232 (Rt. 54 to Rt. 52)
6. Rd. 233 (Rd. 232 to Rt. 10)

7. Rd. 214 (Rd. 10 to Rd. 207)
8. Rd. 253 (Rd. 56 to Rt. 10)
9. Rd. 251 (Rd. 56 to Rt. 10)
10. Rd. 370 (U. S. 13A to Rt. 30)
11. Rd. 368 (Rt. 30 to Rd. 367)
12. Rd. 364 (U. S. 113A to Rd. 107)
13. Rd. 363 (Rd. 364 to Rt. 26)
14. Rd. 271 (Rt. 59 to Rd. 58)
15. Rd. 426 (U. S. 13 to Rd. 35)
16. Rd. 427 (Rd. 35 to Rd. 426)
17. Rd. 429 (Rd. 430 to Rd. 35)
18. Rd. 395 (Rt. 14 to Rd. 388)
19. Rd. 113 (Rt. 16 to Rt. 14)
20. Rd. 153 (U. S. 13 to Rd. 156)
21. Rd. 155 (Rd. 156 to Rd. 101)
22. Rd. 399 (Rd. 398 to Rd. 388)
23. Rd. 153A (Rd. 156 to Rd. 153)
24. Rd. 263 (Rt. 12 to Rd. 56)
25. Rd. 359 (Rd. 105 to Rt. 13A)
26. Rd. 429 (Rd. 483 to Rt. 14)
27. Rd. 431 (Rt. 14 to Rd. 429)
28. Rd. 433 (Rd. 434 to Rd. 13)
29. Rd. 432 (Rd. 433 to Rd. 439)
30. Rd. 436 (Rd. 429 to Rd. 384)
31. Rd. 165 (Rd. 100 to Rd. 170)
32. Rd. 162 (Rd. 158 to Rd. 100)
33. Rd. 160 (Rd. 158 to Rd. 100)
34. Rd. 166 (Rd. 165 to Rd. 168)
35. Rd. 164 (Rd. 100 to Rd. 101)
36. Rd. 167 (Rd. 101 to Rd. 168)
37. Rd. 423 (Rd. 113 to Rd. 120)
38. Rd. 424 (Rd. 113 to Rd. 223)
39. Rd. 419 (Rd. 120 to Rd. 121)
40. Rd. 122 (Rd. 122 to Bennetts Pier)
41. Rd. 410 (Rd. 124 to Rd. 124)
42. Rd. 152 (Rd. 42 to Rd. 102)
43. Rd. 91 (Rd. 42 to Rt. 300)
44. Rd. 138 (Rt. 300 to Rt. 6)
45. Rd. 126 (Rt. 6 to Rd. 130)
46. Rd. 127 (Md. Line to Rd. 126)
47. Rd. 149 (Rd. 13 to Rd. 42)
48. Rd. 255 (Rd. 110 to Rt. 10)
49. Rd. 266 (Rd. 12 to Rd. 110)
50. Rd. 329 (Rd. 85 to Rd. 328)
51. Rd. 401 (Rd. 407 to Rd. 400)
52. Rd. 445 (Houston to Rd. 447)
53. Rd. 447 (Rd. 451 to Rd. 14)
54. Rd. 235 (Rd. 109 to Rd. 53)
55. Rd. 446 (Rd. 444 to Rd. 447)
56. Rd. 442 (Sussex Line to Rd. 443)

SUSSEX COUNTY

1. Rd. 571 (Rt. 404 to Rt. 16)
2. Rd. 569 (Rt. 404 to Rd. 570)
3. Rd. 570 (Rd. 569 to Rt. 16)
4. Rd. 580 (Rt. 404 to Rd. 569)
5. Rd. 562 (Rt. 404 to Rd. 34)
6. Rd. 587A (Rd. 34 to Rd. 585)
7. Rd. 585 (Rd. 587A to Rd. 587)
8. Rd. 587 (Rd. 585 to Rt. 16)
9. Rd. 563 (Rd. 31 to Rt. 404)
10. Rd. 568 (Rd. 567 to Rt. 31)
11. Rd. 560 (Rt. 18 to Rd. 562)
12. Rd. 554 (Rd. 560 to Rd. 561)
13. Rd. 546 (Rt. 18 to Bridgeville Town Limit)
14. Rd. 549 (Rd. 80 to Rt. 20)
15. Rd. 541 (Rd. 536 to Rt. 20)
16. Rd. 538 (Rd. 78 to Rd. 541)
17. Rd. 556 (Rd. 536 to Rt. 20)
18. Rd. 79 (Md. Line to Rd. 78)
19. Rd. 505A (Rd. 507 to Rd. 505)
20. Rd. 494 (Rd. 501 to Rt. 24)
21. Rd. 454A (Rt. 13A to Rd. 68)
22. Rd. 451 (Rt. 13A to Rd. 70)
23. Rd. 466 (Rd. 475 to Rd. 446)
24. Rd. 488 (Rd. 485 to Rd. 479)
25. Rd. 611 (Rd. 591 to Rt. 16)
26. Rd. 597 (Rd. 600 to Rd. 594)
27. Rd. 596 (Rd. 594 to Rd. 42)
28. Rd. 603 (Rd. 594 to Rd. 611)
29. Rd. 594 (Rt. 16 to Rd. 626)
30. Rd. 624 (Rd. 224 to Rd. 42)
31. Rd. 625 (Rd. 42 to Rd. 213)
32. Rd. 638 (Rd. 565 to Rd. 40)
33. Rd. 446 (Rt. 20 to Rd. 46)
34. Rd. 477 (Rd. 62 to Rd. 446)
35. Rd. 478 (Rd. 477 to Rt. 20)
36. Rd. 213 (Rt. 113 to Rt. 16)
37. Rd. 326 (Rd. 318 to Rd. 48)
38. Rd. 329 (Rd. 432 to Rt. 113)
39. Rd. 435 (Rt. 20 to Rd. 62)
40. Rd. 442 (Rt. 20 to Rt. 20)
41. Rd. 443A (Rd. 62 to Rd. 435)
42. Rd. 443 (Rd. 435 to Rd. 442)
43. Rd. 410 (Shoals Branch to Rt. 20)
44. Rd. 82 (Rt. 26 to Rt. 24)
45. Rd. 421 (Rd. 62 to Rt. 24)
46. Rd. 424 (Rt. 24 to Rd. 421)
47. Rd. 426 (Rd. 26 to Rd. 413)
48. Rd. 379 (Rd. 60 to Dead End)

49. Rd. 340 (Rd. 382 to Rt. 26)
50. Rd. 344 (Rd. 342 to Rt. 26)
51. Rd. 361A (Rd. 361 to Rt. 14)
52. Rd. 359 (Rd. 357 to Rt. 14)
53. Rd. 349 (Rt. 26 to Rd. 347)
54. Rd. 346 (Rd. 347 to Dead End)
55. Rd. 335A (Rd. 336 to Rd. 335)
56. Rd. 310A (Dead End to Rt. 24)
57. Rd. 311 (Rd. 312 to Rt. 5)
58. Rd. 299A (Dead End to Rd. 299)
59. Rd. 298 (Rt. 24 to Rt. 5)
60. Rd. 304 (Rt. 24 to Rd. 297)
61. Rd. 317 (Rd. 48 to Rd. 47)
62. Rd. 315 (Rd. 48 to Rd. 47)
63. Rd. 296 (Rd. 297 to Rd. 47)
64. Rd. 305 (Rd. 297 to Rd. 48)
65. Rd. 302A (Rd. 48 to Rd. 47)
66. Rd. 302 (Rd. 48 to Rd. 48)
67. Rd. 49 (Dead End to Rt. 24)
68. Rd. 295 (Rd. 47 to Rd. 293)
69. Rd. 292 (Rd. 47 to Rt. 5)
70. Rd. 296A (Rd. 47 to Rd. 292)
71. Rd. 290 (Rd. 48 to Rd. 292)
72. Rd. 280 (Rd. 292 to Rd. 285)
73. Rd. 277B (Rd. 277 to Dead End)
74. Rd. 271 (Rt. 14 to Dead End)
75. Rd. 285A (Rd. 277 to Rd. 285)
76. Rd. 261 (Rd. 285 to Rt. 18)
77. Rd. 265 (Rt. 18 to Rt. 14)
78. Rd. 258 (Rd. 88 to Dead End)
79. Rd. 257 (Rd. 88 to Rd. 258)
80. Rd. 246 (Rd. 245 to Rd. 244)
81. Rd. 243 (Rd. 244 to Rd. 565)
82. Rd. 244 (Rt. 113 to Rd. 243)
83. Rd. 212A (Rd. 212 to Rt. 5)
84. Rd. 235A (Rt. 5 to Rd. 233)
85. Rd. 233 (Rt. 16 to Rt. 14)
86. Rd. 235 (Rd. 233 to Rt. 16)
87. Rd. 234B (Rt. 5 to Rd. 233)
88. Rd. 236 (Rt. 16 to Dead End)
89. Rd. 231 (Rt. 16 to Rt. 5)
90. Rd. 226 (Rd. 231 to Rd. 224)
91. Rd. 224 (Rd. 225 to Rd. 212)
92. Rd. 214 (Rd. 224 to Rd. 207)
93. Rd. 206 (Rd. 211 to Rt. 14)
94. Rd. 636 (Rd. 637 to Rd. 627)
95. Rd. 627 (Rd. 215 to Rd. 224)
96. Rd. 198 (Rt. 14 to Rd. 222)
97. Rd. 222 (Rd. 38 to Rd. 38)

| | | |
|------|----------|----------------------------|
| 98. | Rd. 38 | (Rd. 221 to Rd. 38) |
| 99. | Rd. 220 | (Rt. 14 to Rd. 38) |
| 100. | Rd. 199 | (Rd. 38 to Fowler Beach) |
| 101. | Rd. 462 | (U. S. 13 to Rd. 72) |
| 102. | Rd. 455 | (Rd. 66 to Rd. 64) |
| 103. | Rd. 503 | (Rd. 504 to Rd. 510) |
| 104. | Rd. 504 | (Rd. 76 to Rd. 509) |
| 105. | Rd. 513B | (Rd. 513 to Rd. 76) |
| 106. | Rd. 452 | (U. S. 13A to U. S. 13) |
| 107. | Rd. 542 | (Rd. 536 to Rd. 542A) |
| 108. | Rd. 542A | (Rd. 542 to Rd. 556) |
| 109. | Rd. 579 | (Rt. 18 to Rd. 527) |
| 110. | Rd. 58B | (Rd. 58 to Dead End) |
| 111. | Rd. 553 | (Rd. 553 to Rd. 557) |
| 112. | Rd. 631 | (Rd. 36 to Rd. 16) |
| 113. | Rd. 219 | (Rd. 220 to Rd. 38) |
| 114. | Rd. 330 | (Rd. 26 to Dead End) |
| 115. | Rd. 259 | (Rd. 5 to Rd. 258) |
| 116. | Rd. 270 | (Rd. 270A to Woods West) |
| 117. | Rd. 22B | (Rd. 16 to Rd. 5) |
| 118. | Rd. 269A | (Rd. 18 to Rd. 266) |
| 119. | Rd. 346 | (Rd. 26 to Rd. 54) |
| 120. | Rd. 234 | (Rd. 16 to Rd. 233) |
| 121. | Rd. 456 | (Rd. 64 to Rd. 62) |
| 122. | Rd. 602 | (Rd. 594 to Rd. 16) |
| 123. | Rd. 541 | (Rd. 538 to Rd. 536) |
| 124. | Rd. 616 | (Rd. 617 to Kent Co. Line) |

TOTAL

The foregoing lists comprising the first years program include more roads and mileage than can be undertaken or hard surfaced during the first year of the biennium. It is the intent of the Department that the roads to be hard surfaced during the first year of the program will be selected from the foregoing lists; provided, however, that the mileage to be hard surfaced in each county during the first year of the biennium shall not exceed 15.7 miles for New Castle County, 52.33 miles for Kent County, and 95.17 miles for Sussex County. (Chapter 503, Volume 50, Laws of Delaware)

In selecting the dirt roads which shall be hard surfaced, the Department shall give priority to those roads for which the necessary right-of-way has been donated to the State by the adjoining landowners and shall endeavor to distribute the specific projects among the representative districts of the State in an equitable manner, giving important consideration to traffic volume.

C. SUBURBAN COMMUNITIES DEVELOPMENT PROGRAM

Resurfacing, constructing and reconstructing streets and roads in unincorporated suburban communities, pursuant to Section 131 of Title 17 of the Delaware Code, as follows:

NEW CASTLE COUNTY

| | |
|----------------------------|-----------|
| Stony Crest | \$ 40,000 |
| Morehouse Drive | 20,000 |
| Minquadale East | 180,000 |
| Tuxedo Park | 125,000 |
| Belvedere | 150,000 |
| Highland Woods | 96,000 |
| Indian Field | 110,000 |
| Cleland Heights Drainage | 30,000 |
| Holloway Terrace | 125,000 |
| Parkside Drive - Oak Lane | |
| Manor Drainage | 25,000 |
| Becker Avenue, Woodcrest | 20,000 |
| Lyndalia Avenue, Woodcrest | 20,000 |
| Misc. Improvements | 89,000 |

| | |
|-------------------------|-------------|
| New Castle County Total | \$1,030,000 |
|-------------------------|-------------|

KENT COUNTY

| | |
|------------------------|----------|
| Edgehill Ave. Extended | \$ 6,000 |
| Hilldale Road | 1,000 |
| Lawndale | 2,500 |
| Anneville | 3,000 |
| Huntley Circle | 4,500 |
| Misc. Improvements | 50,000 |

| | |
|-------------------|-----------|
| Kent County Total | \$ 67,000 |
|-------------------|-----------|

SUSSEX COUNTY

| | |
|--------------------------------|----------|
| White St., Millsboro | \$ 3,500 |
| West Rehoboth | 8,000 |
| Snug Harbor, Seaford | 7,500 |
| Riverview, Millsboro | 5,000 |
| Riverdale, Oak Orchard | 15,000 |
| Island Development, Seaford | 10,000 |
| Harlemtown, Georgetown | 4,000 |
| Collins & Russell Development, | |
| Milton | 9,500 |
| Silver Lake Shores, Rehoboth | 4,500 |
| Dewey Beach Streets | 4,000 |
| Misc. Improvements | 32,000 |

| | |
|---------------------|------------|
| Sussex County Total | \$ 103,000 |
|---------------------|------------|

| | |
|-------------|-------------|
| Total | \$1,200,000 |
| Contingency | 300,000 |

| | |
|-------------|-------------|
| State Total | \$1,500,000 |
|-------------|-------------|

(d) BEACH EROSION OR SHORE PROTECTION
PROGRAM

Preventing and repairing damage from beach erosion by repairing, construction or reconstructing groins, jetties, bulkheads and other forms of shore protection, sluice gates, dikes, dams and spillways which are directly beneficial and related to shore protection and the prevention of beach erosion. The specific work and projects under this program, in addition to those specifically listed below, shall be approved by the Department. - Estimated Cost \$700,000 for biennium.

FIRST YEAR'S PROGRAM

| | |
|--|-----------|
| 1. Complete Groins at Bethany Beach | \$ 75,000 |
| 2. Place Beach Fill at Bethany Beach | 98,000 |
| 3. Place Beach Fill at Kitts Hummock | 99,000 |
| 4. Repair Coastal Barrier Dunes | 25,000 |
| 5. Minor Projects, Studies, Administrative Costs | 33,000 |
| 6. Beach Fill, South Bowers | 20,000 |
| | <hr/> |
| TOTAL | \$350,000 |

EMERGENCY, CONTINGENT OR OTHER
UNSPECIFIED PROJECTS

If conditions should arise or develop during the biennium beginning July 1, 1959 which, in the opinion of the Chief Engineer, make it desirable and in the best interests of the State, whether for engineering, financial or other meritorious reasons, that a capital improvement project which is not specifically listed in any of the foregoing capital improvements programs should be undertaken by the Department, the Chief Engineer shall report the facts, conditions or circumstances concerning such unlisted capital improvement project to the Commission together with his recommendation and estimate of cost of performing such unlisted project and, if the Commissioners shall approve such project, it shall be deemed to be a part of the capital improvements programs of the Department as though specifically listed above; provided, however, that the total estimated cost of all such contingent or emergency capital improvements projects shall not exceed, for the biennium, 20% of the total estimated costs for the foregoing capital improvements programs.

If conditions or circumstances should arise or develop during the biennium which, in the opinion of the Chief Engineer, justify the postponement or abandonment of any of the projects specifically listed in any of the foregoing programs, the Chief Engineer shall report the facts to the Commissioners together with his recommendation for the sub-

stitution of another project which is not listed above and if the Commissioners should approve such postponement or abandonment or a substitution of a new project, such new project shall be deemed to be a part of the capital improvements program as though specifically set forth above.

II. The Commissioners of the State Highway Department hereby accept the Chief Engineer's report that the estimated cost to the State of Delaware (including the cost of acquiring necessary land and rights-of-way but exclusive of such portions of the cost of any projects included in the foregoing programs as might be paid to the State by the Federal Government) of the foregoing capital improvements programs, inclusive of such emergency, contingent or other unspecified projects as might be undertaken as contemplated by or within the scope of this resolution, is Twenty-eight Million Dollars (\$28,000,000) for the biennium beginning July 1, 1959 and \$14,000,000 for each year of such biennium: provided, however, that the maximum amount (exclusive of the Federal Government's share of the cost of such projects) which the Department shall spend or incur liability for all of the foregoing capital improvements programs shall not exceed Twenty-eight Million Dollars (\$28,000,000) for the biennium beginning July 1, 1959 or more than Fourteen Million Dollars (\$14,000,000) for each year of such biennium nor more than the following amounts for each of the aforesaid capital improvements programs, including emergency, contingent, substituted or other unspecified projects:

| Program | Max. Expenditure | |
|-----------------------------------|----------------------------------|---------------------------|
| | Maximum Expenditure for Biennium | for Each Year of Biennium |
| Construction Program - | | |
| General | \$20,000,000 | \$10,000,000 |
| Dirt Roads Program | \$ 5,800,000 | \$ 2,900,000 |
| Suburban Road Development Program | \$ 1,500,000 | \$ 750,000 |
| Beach Erosion Program | \$ 700,000 | \$ 350,000 |
| | <hr/> \$28,000,000 | <hr/> \$14,000,000 |

III. The Chairman and Chief Engineer of the Department are hereby directed to transmit copies of this resolution to the Governor and the General Assembly and, on behalf of the Department, to request that the General Assembly appropriate to the Department the sum of Fourteen Million Dollars (\$14,000,000) for each year of the biennium beginning July 1, 1959 for the purpose of enabling the Department to proceed with the capital improvements programs set forth in this resolution.

The foregoing is a true and correct copy of a resolution adopted by the Commissioners of the State Highway Department at a meeting held on September 16, 1959.

J. Gordon Smith
Chairman
R. A. Haber
Chief Engineer
James J. Deputy
Secretary

Dover, Delaware
September 16, 1959.

The Chair announced that he was about to sign **HR 96** and **HB 403**.

Mr. King moved that rules be suspended for the purpose of handing up Committee reports as follows:

Appropriation Committee **HB 431**, 4 favorable, 1 merits.

Revised Statutes Committee **HB 432**, 4 favorable.

Miscellaneous Committee, **SB 233**, 5 favorable.

Mr. Latina reported on behalf of Labor Committee **HB 418**, 3 favorable, 1 merits.

Mr. Shockley on behalf of Judiciary Committee reported **HB 417**, 2 favorable, 1 merits.

Mr. King moved that rules be suspended for the purpose of reading **HB 431**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for the State Highway Department's Capital Improvements Programs and to Issue Notes and Bonds Therefor and Appropriating the Money Borrowed to the State Highway Department," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, Long, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

NAYS—None.

NOT VOTING—Mrs. Manning—1.

ABSENT—Mr. Davidson—1.

HR 431 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. McGinnes moved that **HB 412**—"An Act to Amend Title 15, Delaware Code, Entitled 'Elections' by Providing A Voter with the Right to Vote if He Moves His Residence to Another Election District in Same Hundred Within Thirty

Days Prior to A General Election," be read for the third and final time and be taken up for consideration in order to pass the House.

Mr. Shockley moved that action be deferred on HB 412. Motion carried.

Mr. Tribbitt presented **HR 97**—"Relative to the Death of Former Representative Harvey E. Moore."

WHEREAS, the House of Representatives of the 120th General Assembly of the State of Delaware has learned with deep regret of the passing of Harvey E. Moore, a former member of the House; and

WHEREAS, former State Representative Harvey E. Moore served his State faithfully and well during three terms in the General Assembly of the State of Delaware, and

WHEREAS, the members of the House desire to express in this public manner their own feelings of sorrow and the sense of loss which is felt throughout the entire State of Delaware; NOW, THEREFORE

BE IT RESOLVED, by the House of Representatives of the 120th General Assembly of the State of Delaware, that the members hereby give public expression to the deep regret they experienced at the passing of Harvey E. Moore, a prominent figure in his community and a former member of the House of Representatives; and

BE IT FURTHER RESOLVED, that the family of the deceased has the full sympathy of the members of the House of Representatives of the 120th General Assembly of the State of Delaware which is to be extended by sending a copy of this resolution to the members of his immediate family; and

BE IT FURTHER RESOLVED, that the text of this resolution be spread on the page of the Journal of the proceedings of the House of Representatives of the 120th General Assembly of the State of Delaware so as to become a permanent part of the record of this House," which was read for the first and only time and on motion by Mr. King (for Mr. Tribbitt) was adopted by a voice vote.

Mr. Kenney, Chairman of Passed Bills reported having delivered to the Governor's office the following: **HB 21, HB 106, HB 177, HB 187, HB 198, HB 199, HB 212, HB 240** with **SA 1** and **SA 2** and **HB 240**, as amended, **HB 249, HB 311** with **HA 1** and **SA 1** and **HB 311**, as amended, **HB 331, HB 369, HB 416, HB 43, HS 1** with **HB 99, HB 269, HS 1** for **HB 355, HCR 20, HCR 22, HR 92, HR 93, HR 94, HR 95.**

Mr. King moved that rules be suspended for the purpose of reading **HB 432**—"An Act to Amend Chapter 57, Volume 52, Laws of Delaware," for the third and final time and taken it up for consideration in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

NAYS—0.

ABSENT—Mr. Davidson and Mr. McGinnes—2.

HB 432 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Eskridge moved that rules be suspended for the purpose of reading **SB 233**—"An Act Relating to the Purchase of the Railroad Station of the Delaware Railroad Company at Dover, Delaware," for the third and final time and taking it up for consideration in order to pass the House. Motion prevailed.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Dineen, Eskridge, Fifer, Gove, Graves, Kenney, King, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, Paskey, Quigley, Walls, Wright, Mr. Speaker Tribbitt—23.

NAYS—0.

ABSENT—Messrs. Carmean, Davidson, English, Johnson, Long, McGinnes, Opdyke, Pawson, Pryor, Richards, Robbins, Shockley—12.

SB 233 having received its constitutional majority passed the House and was returned to the Senate.

Mr. King moved that **SB 222**—"An Act Providing for the Use of the Unexpended Portions of Certain Funds Appropriated to the Delaware State College and Amending Chapter 713, Volume 51," be read for the third and final time and be taken up for consideration in order to pass the House.

Mr. Latina moved that rules be suspended for the purpose of reading **HB 417**—"An Act to Amend Title 9, Delaware Code by Adding Thereto a New Chapter 27 Concerning Trenches and Excavation in the State of Delaware," for the third and final time and be considered in order to pass the House.

Mr. Shockley moved that action on **HB 417** be deferred. Motion prevailed.

The House recessed at 5:15 P. M. until the call of the Chair.

House reconvened at 9:25 P. M.

On motion of Mr. Eskridge Section 2 of Rule 1 was suspended until next Legislative Day. Motion prevailed.

On motion of Mr. Eskridge Rule 9 was suspended until next Legislative Day. Motion prevailed.

The following bills were read for the first and second time by title only and referred to Committee as follows:

HB 435—"An Act Making A Supplementary Appropriation to the Lewes Memorial Commission for the Fiscal Year Beginning July 1, 1959 and Ending June 30, 1960," by Graves and Best; to Appropriations.

HB 436—"An Act to Amend Chapter 17, Title 10, Delaware Code, Relating to the Judges of the Municipal Court for the City of Wilmington," by Dineen, Shockley, Latina, Livingston; to Judiciary.

HB 437—"An Act to Amend Section 6339, Title 29, Delaware Code Relating to Supplementary Appropriations," by Tribbitt, King; to Revised Statutes.

HB 438—"An Act Making A Supplementary Appropriation to the State Board of Accountancy for the Fiscal Year Ending June 30, 1960," by Manning and King; to Appropriations.

HB 439—"An Act to Require the Construction of Air Raid Shelters in State Buildings," by Latina; to Miscellaneous.

Mr. Walls presented **HR 98**—"An Act Making an Appropriation to the Diamond State Telephone Company for Services Rendered Through August 11, 1959."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of \$43.19 be paid to the Diamond State Telephone Company for services rendered through August 11, 1959," which was read for the first and only time and on motion of Mr. Walls was adopted by a voice vote.

HCR 23—"An Act Making an Appropriation to Various Companies for Services and Supplies Rendered the 120 General Assembly."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware, the Senate concurring therein that the following named companies be paid for services and supplies rendered the 120th General Assembly:

| | |
|---------------------------------------|----------|
| Diamond State Telephone Company | |
| (Service through August 11, 1959) | \$105.85 |
| Addressograph-Multigraph Corporation | 29.80 |
| Whelan's | |
| (Typewriter and adding machine rental | |
| 7-21-59 — 9-21-59) | 53.00 |
| | <hr/> |
| | \$188.65 |

was introduced by Mr. Walls, read for the first and second time by title only. On motion of Mr. Walls rules were suspended to allow **HCR 23** to be read for the third and final time in order to pass the House. On further motion of Mr. Walls **HCR 23** was adopted by a voice vote, and having passed the House was ordered to the Senate for concurrence.

House adjourned at 10:30 P. M. until call of the Chair.

82ND LEGISLATIVE DAY

The House met pursuant to adjournment at 2:40 P.M. on Monday, Sept. 21, 1959.

Prayer by Mr. Brinton.

MEMBERS PRESENT—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Walls, Wright, Mr. Speaker Tribbitt—33.

MEMBERS ABSENT—Mr. Eskridge, Mr. Shockley—2.

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

Mr. Kenney, Chairman of Passed Bills Committee reported having delivered to the Governor's office the following: **HB 403, HB 431, HB 432, HR 96, HR 97, HR 98.**

The following bills were read for the first and second time by title only and referred to committee as follows:

HB 440—"An Act to Amend Chapter 283, Volume 51, Laws of Delaware, to Provide for the Financing of Capital Improvements Thereunder and Appropriating the Necessary Funds," by Cain and Betts; to Education.

HB 441—"An Act to Amend Chapter 63, Title 29, Delaware Code, Entitled 'Budget Appropriation Bill' and Relating to Estimated State Revenue," by Tribbitt and King; to Revised Statutes.

HB 442—"An Act Making A Supplementary Appropriation to the Board of Trustees of the State Welfare Home and Hospital for the Chronically Ill at Smyrna for the Fiscal Year Beginning July 1, 1959 and Ending June 30, 1960," by King and Cain; to Appropriation.

HB 443—"An Act Making A Supplementary Appropriation to the State Insurance Commissioner," by King..... to Appropriations.

HB 444—"An Act to Provide for the Return of Certain Funds to the Unemployment Compensation Fund," by King; to Miscellaneous.

HB 445—"An Act to Amend Section 132, Title 17, Delaware Code Relating to the General Powers and Duties of the State Highway Department," by Dineen and Lawson; to Public Buidings and Highways.

HB 446—"An Act to Amend Sections 6913, 6914, and 6915, Title 29, Delaware Code Relating to Wages," by Latina; to Labor.

Mr. King on behalf of Appropriations Committee reported **SCR 24**, 4 favorable.

Mr. King moved that rules be suspended for the purpose of reading **SCR 24**—"An Act Making Appropriations to Certain Companies for Services and Supplies Rendered the 120th General Assembly," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Walls, Wright, Mr. Speaker Tribbitt—32.

NAYS—None.

ABSENT—Messrs. Eskridge, Robbins, Shockley—3.

SCR 24 having its majority passed the House and was ordered to the Senate.

On Mr. Latina's motion **HB 417** which had been deferred was brought up for further consideration. It was moved by Mr. Best that the bill be again deferred. The Chair called for a roll call; which revealed: Yeas: 13; Nays: 15; Not Voting: 1; Absent: 6. Motion declared lost.

Mr. Latina moved that **HB 417** be deferred until after first recess. Motion carried.

Mr. Quigley introduced **HR 99**—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 120th General Assembly.

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of One Thousand Three Hundred Seventy Seven Dollars (\$1377.00) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Harrington Journal, Harrington, Delaware for the printing of Calendars for the House of Representatives of the 120th General Assembly," which was read for the first and only time and adopted by a voice vote.

House recessed at 3:30 P.M.

Reconvened at call of Chair at 5:00 P.M.

Mr. Latina requested that **HB 417** be given further consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, Fifer, Gove, Graves, Johnson, King, Kleinbach, Latina, Lawson, Livingston, Long (Mrs.) Manning, McGinnes, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Walls, Wright, Mr. Speaker Tribbitt—30.

NAYS—None.

NOT VOTING—Messrs. Clifton, English, Kenney—3.

ABSENT—Mr. Eskridge and Mr. Shockley—2.

HB 417 having received its constitutional majority passed the House and was sent to the Senate for concurrence.

Mr. McGinnes moved that **HB 412** which had been deferred on Sept. 17, be brought up for further consideration.

On the question, "Shall this Bill pass the House?" Roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, Long, (Mrs.) Mannong, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Walls, Wright, Mr. Speaker Tribbitt—33.

NAYS—None.

ABSENT—Mr. Eskridge and Mr. Shockley—2.

HB 412 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Cain reported **HB 441**, 5 favorable on suspended rules, Revised Statutes.

Mr. Robbins reported **HB 440**, 5 favorable on suspended rules, Education.

A Message from the Secretary of the Senate informed the House that the Senate had passed **SJR 11** and requested the concurrence of the House; also having passed **HB 432** was returning same to House.

On motion of Mr. King House adjourned at 5:30 P.M. until Tuesday, September 21, 1959 at 1:00 P.M.

83RD LEGISLATIVE DAY

The House met pursuant to adjournment at 2:30 P.M. on Tuesday, September 22, 1959.

Prayer by the Speaker, Mr. Tribbitt.

Members Present—Messrs. Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, Eskridge, Fifer, Gove, Graves,

Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

Members Absent—Messrs. Bartleson, Best, English—3.

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

Mr. Eskridge on behalf of Miscellaneous Committee reported **HB 433**, 3 favorable.

Mr. Graves on behalf of Public Buildings and Highways Committee reported **HB 445**, 4 favorable, 1 merits.

The Chair announced that he was about to sign **SB 233**.

The following bill was read for the first and second time by title only and referred to committee as follows:

SB 289—"An act Authorizing the State Board of Education to Assign Students of Wiley's and Rose Valley Schools to Any School District Where Transportation Facilities are Available," to Education.

Mr. Robbins on behalf of Education Committee asked for suspension of rules to make a committee report on **SB 289**. Motion carried. **SB 289**, 2 favorable, 3 merits.

Mr. Latina on behalf of Labor Committee reported **HB 446**, 3 favorable, 2 merits.

Mr. Shockley on behalf of Judiciary Committee reported **HB 392**, 2 favorable, 1 merits; **HB 436**, 4 favorable.

Mr. King moved that **HB 441**—"An Act to Amend Chapter 63, Title 29, Delaware Code, Entitled 'Budget Appropriation Bill' and Relating to Estimated State Revenue," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Cain, Cannon, Carmean, Clifton, Davidson, Dineen, Eskridge, Gove, Graves, Kenney, King, Kleinbach, Latina, Livingston, Long, McGinnes, Opdyke, Paskey, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—25.

NAYS—Mr. Best and Mrs. Manning—2.

NOT VOTING—Messrs. Fifer, Johnson, Lawson, Pawson, Robbins—5.

ABSENT—Messrs. Bartleson, Betts, Dineen—3.

HB 441 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Opdyke moved that rules be suspended for the pur-

pose of reading **SB 289** for the third and final time and take it up for consideration in order to pass the House. Motion carried.

SB 289—"An Act Authorizing the State Board of Education to Assign Students of Wiley's and Rose Valley Schools to any School District Where Transportation Facilities are Available," was read for the third and final time and taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Cain, Carmean, Clifton, Davidson, Dineen, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Latina, Livingston, McGinnes, Opdyke, Paskey, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—23.

NAYS—Mr. Cannon and Mr. Long—2.

NOT VOTING—Messrs. Best, Kleinbach, Lawson, (Mrs.) Manning, Shockley—5.

ABSENT—Messrs. Bartleson, Betts, English, Pawson, Richards—5.

SB 289 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley moved that **SB 167**—"An Act to Amend Chapter 6, Title 11, Delaware Code, Relating to The Crime of Shoplifting," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Carmean, Eskridge, Fifer, Johnson, King, Kleinbach, Lawson, (Mrs.) Manning, Opdyke, Paskey, Pryor, Shockley, Walls—14.

NAYS—Messrs. Cannon, Dineen, Gove, Kenney, Long, Quigley—6.

NOT VOTING—Messrs. Cain, Clifton, Davidson, McGinnes, Wright, Mr. Speaker Tribbitt—6.

ABSENT—Messrs. Bartlyeson, Betts, English, Graves, Latina, Livingston, Pawson, Richards, Robbins—9.

SB 167 not having received its constitutional majority was declared lost.

Mr. Walls presented **HR 100**—"Appropriation for Postage Stamps for the House of Representatives of the 120th General Assembly.

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware, that the sum of \$1000 be and the same is hereby appropriated out of the General Fund of the State of Delaware for the purchase of postage stamps to be used for the official business of the House of Representatives of the 120th General Assembly.

BE IT FURTHER RESOLVED, that the State Treasurer of the State of Delaware is hereby authorized and directed to pay for such postage stamps out of said appropriation upon warrants approved by the Executive Director of the Legislative Reference Bureau," which was read for the first and only time and on motion of Mr. Walls was adopted by a voice vote.

On motion of Mr. King the House adjourned at 6:15 P.M. until Wednesday, September 23, 1959.

84TH LEGISLATIVE DAY

The House met pursuant to adjournment at 3:40 P.M. on Wednesday, September 23, 1959.

Prayer by Mr. Shoemaker.

Members Present—Messrs. Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

Members Absent—Messrs. Bartleson, Betts, Paskey—3.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal, and the Journal be approved. Motion carried.

Mr. King moved that **HB 433**—"An Act Authorizing the State Treasurer to Transfer Certain Balances in the Accounts of Former State Treasurer Howard H. Dickerson to the General Fund of the State of Delaware," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Cain, Clifton, Davidson, Dineen, English, Eskridge, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Long, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—26.

NAYS—None.

Absent—Messrs. Best, Betts, Cannon, Carmean, Fifer, Livingston, (Mrs.) Manning, McGinnes, Pawson—9.

HB 433 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. King on behalf of Appropriations Committee reported **HB 239**, 5 favorable.

A message from the Secretary of the Senate informed the House that the Senate had passed **SB 300**, **SB 301**, **SB**

265, **SB 31**, **SB 32**, **SB 288** and requested the concurrence of the House. The Senate also passed **HB 304** and **HB 109** and returned same to House.

The following Bills were read for the first and second time by title only and referred to committee as follows:

HB 447—"An Act Appropriating Money to the New Castle Special School District," by Quigley; to Appropriations.

HB 448—"An Act to Provide for the Appointment of County Inspectors," by Latina; to Revised Statutes.

SB 31—"An Act Proposing Amendments to Article IV of the Constitution of the State of Delaware Relating to the State Judiciary," to Judiciary.

SB 301—"An Act Proposing Amendments to Article IV of the Constitution of the State of Delaware, Relating to the State Judiciary," to Judiciary.

SB 300—"An Act to Amend Section 1108, Title 10, Delaware Code Relating to the Juvenile Court of Kent and Sussex Counties," to Appropriations.

SB 265—"An Act to Amend Chapter 95, Title 9, Delaware Code, Relating to Coroners," to Revised Statutes.

The Chair announced that he was about to sign **HB 99**, **HCR 23**, **SCR 24**.

Mr. Shockley moved that **SB 167** be restored to the Calendar. Motion carried.

House adjourned at 5:05 until Thursday, September 24th at 1:00 P.M.

85TH LEGISLATIVE DAY

The 85th Legislative Day of the House met pursuant to adjournment at 2:45 P.M. on Thursday, September 24, 1959.

Prayer by the Speaker, Mr. Tribbitt.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

Members Absent—Mr. Long and Mr. Robbins—2.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal, and the Journal be approved. Motion carried.

Mr. Shockley on behalf of Judiciary Committee reported **SB 31**, 3 favorable, 1 merits; **SB 32**, 3 favorable, 1 merits; **SB 301**, 3 favorable, 1 merits.

The Secretary of the Senate informed the House that the Senate had passed **SB 260** and **SB 261** and requested the concurrence of the House.

Mr. Shockley moved that rules be suspended for the purpose of reading for the third and final time **SB 301**, **SB 31** and **SB 32**. Motion carried.

Mr. Shockley moved that **SB 301**—"An Act Proposing Amendments to Article IV of the Constitution of the State of Delaware, Relating to the State Judiciary," be read for the third and final time in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

NAYS—None.

ABSENT—Mr. Long and Mr. Robbins—2.

SB 301 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley moved that **SB 31**—"An Act Proposing Amendments to Article IV of the Constitution of the State of Delaware, Relating to the State Judiciary," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

NAYS—None.

ABSENT—Messrs. Long, Quigley, Robbins—3.

SB 31 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley moved that **SB 32**—"An Act Proposing Amendments to Article V of the Constitution of the State of Delaware, Relating to the Superior Court Acting as Board of Canvass," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain,, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer,

Gove, Graves, Johnson, Kenney, King, Kleinbach, Lawson, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—30.

NAYS—None.

ABSENT—Messrs. Latina, Livingston, Long, Quigley, Robbins—5.

SB 32 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley moved that **SB 33**—"An Act Proposing Amendments to Article IV of the Constitution of the State of Delaware, Relating to the Composition of the Superior Court and Orphans' Court," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

NAYS—None.

ABSENT—Messrs. Long, Quigley, Robbins—3.

SB 33 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Latina moved that **SB 242**—"An Act to Amend Sections 2301, and 2307, Title 19, Delaware Code, Relating to Workmen's Compensation," be read for the third and final time and taken up for consideration in order to pass the House.

Mr. Fifer moved that action be deferred. Motion carried.

Mr. Betts on behalf of Revised Statutes Committee reported **SB 59**, 4 favorable; **SB 265**, 4 favorable.

The Chair announced that he was about to sign **HCR 23** and **HB 109**.

Mr. Cain moved that **HB 440**—"An Act to Amend Chapter 283, Volume 51, Laws of Delaware, to Provide for the Financing of Capital Improvements Thereunder and Appropriating the Necessary Funds," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

NAYS—None.

ABSENT—Mr. Long and Mr. Robbins—2.

HB 440 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Dineen moved that **HB 436**—"An Act to Amend Chapter 17, Title 10, Delaware Code, Relating to the Judges of the Municipal Court for the City of Wilmington," be read for the third and final time and be taken up for consideration in order to pass the House.

On motion of Mr. Shockley action on **HB 436** was deferred.

Mr. McGinnes, introduced **HCR 24**—"Appropriating Money Out of the General Fund of the State Treasurer to Pay Certain Expenses of the Joint Revenue Committee of the 120th General Assembly," which was read for the first and second time by title only. On motion of Mr. McGinnes rules were suspended in order that **HCR 24** be read for the third and final time in order to pass the House.

On further motion by Mr. McGinnes **HCR 24** was adopted by voice vote.

HCR 24 having passed the House was ordered to the Senate for concurrence.

Mr. Shockley moved that **SB 149**—"An Act to Amend Chapter 35, Title 12, of the Delaware Code, Relating to Assignments of Interests in Spendthrift Trusts," be read for the third and final time and be taken up for consideration in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Betts, Carmean, Davidson, Dineen, English, Eskridge, King, Kleinbach, Latina, Lawson, Livingston, Paskey, Pawson, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—19.

NAYS—Messrs. Bartleson, Clifton, Fifer, (Mrs.) Manning, Opdyke—5.

NOT VOTING—Messrs. Cain, Graves, Johnson, Kenney, McGinnes, Richards—6.

PRESENT—Mr. Gove—1.

ABSENT—Messrs. Best, Cannon, Long, Robbins—4.

SB 149 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Richards moved that **HB 265** with **HA 1**, which had been deferred on June 30 be taken up for further consideration in order to pass the House.

Mr. Quigley moved that action on **HB 265** with **HA 1** be deferred. Motion carried.

Mr. Betts on behalf of Revised Statutes Committee reported **HB 434**, 3 favorable.

Mr. McGinnes requested that the following communication be read and spread upon the Journal.

Buy Union Made Goods and Use Union Services
NORTHERN DELAWARE CENTRAL LABOR UNION
 Affiliated with the AFL-CIO and Delaware State
 Labor Council

Post Office Box 1942 Wilmington 99, Delaware

WHEREAS: The Northern Delaware Central Labor Union by adoption of a resolution on February 10th, 1959, fostered the distribution of surplus foods to our needy people, and

WHEREAS: This program has deteriorated to the extent that it now applies only to New Castle County, thus depriving the people of Kent and Sussex Counties of their rightful benefit, and

WHEREAS: This program should be handled at state level without regard to partisan politics, and as past experience has shown that this can be efficiently and economically so handled, therefore be it

Resolved: That the Northern Delaware Central Labor Union urge the General Assembly immediately take such action as will restore the state-wide distribution of surplus food.

Adopted Sept. 8th, 1959

ATTEST:

Samuel F. McClafferty
 Secretary

Mr. Davidson introduced **HR 101**—"An Act Appropriating Money to the Chief Clerk of the House to Attend the Twelfth Annual Legislative Conference to be Held in Denver, Colorado.

WHEREAS, Kathryn R. Crompton is the Chief Clerk of the House, and

WHEREAS, it is the desire of the General Assembly that Kathryn R. Crompton should improve her knowledge of the legislative procedures in practice both state and nationwide, **NOW THEREFORE**

BE IT RESOLVED by the General Assembly of the State of Delaware that the sum of Two Hundred Twenty Five Dollars (\$225) is hereby appropriated to Kathryn R. Crompton, Chief Clerk of the House, to attend the Twelfth Annual Legislative Conference to be held in Denver, Colorado from October 6, 1959 to October 9, 1959," which was read for the first and only time and on further motion by Mr. Davidson was adopted by voice vote.

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

HB 449—"An Act to Amend Chapter 184 of Volume 43, Laws of Delaware, Being An Act Entitled, 'An Act Changing the Name of the Town of Seaford to the City of Seaford' as Amended by Chapter 265 of Volume 49, Laws of Delaware, by Giving Authority to the City Council of Seaford to Increase the ANNUAL Service Charges for the Use of the Municipal Sewers," by Eskridge; to Corporations Municipal.

HB 450—"An Act to Amend Chapter 184 of Volume 43, Laws of Delaware, Being an Act Entitled 'An Act Changing the Name of the Town of Seaford to the City of Seaford,' as Amended, by Giving Authority to the Mayor to Appoint an Assistant Alderman and His Powers and Duties," by Eskridge; to Corporations Municipal.

HB 451—"An Act to Amend Chapter 105, Volume 52, Laws of Delaware, to Provide for the Financing of Capital Improvements Thereunder and Appropriating the Necessary Funds," Kenney (by request); to Education.

HB 452—"An Act to Amend Chapter 13, Title 16, Delaware Code, Relating to Treatment of Drinking Water with Chemicals and Providing Referenda," by Livingston and Latina; to Public Health.

On Mr. Kenney's motion **HB 451** was stricken.

House adjourned at 5:30 P.M. until Monday, September 28 at 1:00 P.M.

86TH LEGISLATIVE DAY

The House met pursuant to adjournment on Monday, September 28, 1959 at 3:25 P.M.

Prayer by the Chaplain, Rev. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

Members Absent—Mr. Betts and Mr. Cannon—2.

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

Mr. King reported for Appropriations Committee **SB 300**, 4 favorable.

A Message from the Senate informed the House that the Senate had passed **SB 20** and **HCR 24**.

The Chair announced that he was about to sign **HB 109**; **HB 304**; **HR 99-100-101-102-103**; **HCR 23** and **24**.

Mr. Shockley on behalf of Judiciary Committee reported **SB 97**, 2 favorable, 2 merits.

The following bills were introduced, read for the first and second time and assigned to committee as follows:

HB 453—"An Act to Amend Chapter 283, Volume 51, Laws of Delaware, to Provide for the Financing of Capital Improvements Thereunder and Appropriating the Necessary Funds," by Kenney; to Education.

HB 454—"An Act to Amend Section 555, Chapter 5, Title 28, Delaware Code Relating to Tax on Pari-Mutuel and Totalizator Pools By Increasing the Tax," McGinnes, Best, Manning, Fifer, Betts, Cannon (By Request); Revenue and Taxation.

HB 455—"An Act to Amend Chapter 3, Title 28, Delaware Code, Entitled 'Horse Racing' and Chapter 5, Title 28, Delaware Code, Relating to Harness Racing by Providing for the Disposition of Outstanding Pari-Mutual Tickets Not Claimed Within A Period of One Year Following the Meet," McGinnes, Manning, Fifer, Best, Betts, Cannon (By Request); Revenue and Taxation.

HB 456—"An Act to Amend Chapter 63, Title 29, Delaware Code, Entitled 'Budget Appropriation Bill' and Relating to Estimated State Revenue," Tribbitt.

Mr. King moved that all rules be suspended in order to read **HB 456** for the third and final time and that it be considered in order to pass the House. Motion prevailed.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Gove, Graves, Kenney, King, Latina, Livingston, Long, McGinnes, Opdyke, Paskey, Pryor, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—23.

NAYS—Messrs. Bartleson, Best, Kleinbach, Lawson, (Mrs.) Manning—5.

NOT VOTING—Mr. Fifer and Mr. Johnson—2.

ABSENT—Messrs. Betts, Cannon, Pawson, Quigley, Richards—5.

HB 456 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

HB 457—"An Act to Amend Chapter 41, Title 6, Delaware Code, By Providing for Disposition of Unclaimed Articles Left With Textile Renovators," by Livingston; to Manufacturing and Commerce.

HS 1 for **HB 340**—"An Act to Amend Chapter 26, Title 9, Delaware Code Relating to Zoning in New Castle County," by Bartleson; to Revised Statutes.

SB 288—"Relating to the Transfer of Lands to the State Highway Department of the State of Delaware by the State Board of Trustees of the Delaware State Hospital," Public Buildings and Highways.

SB 261—"An Act Appropriating Money to the University of Delaware for Capital Improvements on the University Campus at Newark, Delaware."

Mr. Eskridge moved that rules be suspended for the purpose of reading **SB 261** for the third and final time in order to pass the House. The Chair called for a roll call on motion; Yeas 12, Nays 19, Not Voting 2, Absent 2. Chair declared Mr. Eskridge's motion lost.

Mr. Walls presented **HR 102**—"In Reference to Election of Officers."

WHEREAS, Rev. Harry L. Mayfield was previously elected to the office of House Chaplain but has resigned effective September 21, 1959, NOW, THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that Rev. Harry L. Mayfield is hereby removed and discharged from the office of House Chaplain effective September 21, 1959, and

BE IT FURTHER RESOLVED that Rev. W. W. Hamilton is hereby elected to serve as House Chaplain effective September 21, 1959 to serve during the pleasure of the House of Representatives," which was read for the first and only time and on further motion of Mr. Walls was adopted by a voice vote.

Mr. Walls presented **HR 103**—"In Reference to Election of Officers."

WHEREAS, James Kates was previously elected to the Office of House Messenger but has resigned effective September 28, 1959, NOW, THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that James Kates, is hereby removed and discharged from the office of House Messenger effective September 28, 1959, and

BE IT FURTHER RESOLVED that Grover C. Dill is hereby elected to serve as House Messenger effective September 28, 1959, to serve during the pleasure of the House of Representatives," which was read for the first and only time and on further motion by Mr. Walls was adopted by a voice vote.

Mr. Tribbitt introduced **HCR 25**—"Relative to the Death of William K. Paton, President of the Farmers Bank of the State of Delaware."

WHEREAS, the Members of the 120th General Assembly of the State of Delaware have learned with deep regret of the untimely passing of William K. Paton, President of the President, Directors and Company of the Farmers Bank of the State of Delaware, and

WHEREAS, William K. Paton has for many years faithfully and diligently served as President of the Farmers Bank of the State of Delaware whose capital stock is partly owned by the State of Delaware, and

WHEREAS, William K. Paton has in addition to his duties as President of the Farmers Bank of the State of Delaware taken time to be a leader in many diverse business and civic functions, and

WHEREAS, William K. Paton has unselfishly given many hours to charity organizations in the State of Delaware, and

WHEREAS, William K. Paton has on many occasions given financial advice to the General Assembly and to the public officials of this State, and

WHEREAS, the Members of the House of Representatives and the Members of the Senate, in conjunction with the people of the State of Delaware, desire to express in this public manner their feelings of sorrow and regret and their deep sense of loss of this worthy public figure, NOW THEREFORE

BE IT RESOLVED by the House of Representatives, with the Concurrence of the Senate, that the members hereby give public expression of their deep regret at the passing of William K. Paton, and

BE IT FURTHER RESOLVED that the family of the deceased has the full sympathy of the members of the House of Representatives and of the Senate of the 120th General Assembly of the State of Delaware and the people of Delaware, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the immediate family of William K. Paton and that the text of this resolution be made a permanent part of the Journal of the House of Representatives and of the Journal of the Senate of the 120th General Assembly of the State of Delaware," which was read for the first and second time by title only. Mr. King moved that rules be suspended and **HCR 25** was adopted by a voice vote and ordered to the Senate for concurrence.

HB 340 was stricken on Mr. Bartleson's motion.

SB 260—"An Act Authorizing the State of Delaware to Borrow a Certain Sum of Money for Sundry Capital Improvements and Expenditures in the Nature of Capital Investments and to Issue Bonds and Notes Therefor," was read

for the first and second time by title only and referred to Education committee.

Mr. Eskridge moved that rules be suspended in order that **SB 260** be read for the third and final time. Motion carried.

Mr. Eskridge moved that **SB 260**—"An Act Authorizing the State of Delaware to Borrow a Certain Sum of Money for Sundry Capital Improvements and Expenditures in the Nature of Capital Investments and to Issue Bonds and Notes Therefor," be read for the third and final time in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, Paskey, Pryor, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—27.

NAYS—Mr. Opdyke—1.

NOT VOTING—Mr. McGinnes—1.

ABSENT—Messrs. Betts, Cannon, Long, Pawson, Quigley, Richards—6.

SB 260 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Robbins moved that rules be suspended in order that he give a Committee report. Motion prevailed.

Mr. Robbins on behalf of Education Committee reported **HB 453**, 5 favorable.

A message from the Senate informed the House that the Senate had passed **HB 412**, and **SB 274**, **SB 275**, **SB 303**, **SB 292** and requested the concurrence of the House.

Mr. Shockley on behalf of Corporations Municipal reported **HB 449**, 3 favorable; **HB 450**, 3 favorable.

Mr. Quigley presented **HR 104**—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 120th General Assembly."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of One Thousand Four Hundred Seventy Nine Dollars (\$1,479.00) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Harrington Journal, Harrington, Delaware for the printing of Calendars for the House of Representatives of the 120th General Assembly," which was read for the first and only time and on further motion of Mr. Quigley was adopted by a voice vote.

Mr. Dineen moved that **HB 436**, deferred on Sept. 24th, be brought up for further consideration in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

NOT VOTING—Mr. Lawson—1.

ABSENT—Messrs. Betts, Cannon, English, Pawson, Pryor, Richards—6.

HB 436 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Latina moved that **HB 446**—"An Act to Amend Sections 6913, 6914 and 6915, Title 29, Delaware Code Relating to Wages," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Cain, Clifton, Davidson, Dineen, Eskridge, Gove, Kleinbach, Latina, Lawson, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Quigley, Shockley, Walls, Mr. Speaker Tribbitt—19.

NAYS—Mr. Best—1.

NOT VOTING—Messrs. Carmean, Fifer, Johnson, Kenney, King, Long, Robbins, Wright—8.

ABSENT—Messrs. Betts, Cannon, English, Graves, Pawson, Pryor, Richards—7.

HB 446 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

The Chair administered the following oath:

OATH OF EMPLOYEES

The State of Delaware, County of Kent, ss.

I, W. W. Hamilton, 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 Chaplain for the House of Representatives in the General Assembly of the State, according to the best of my ability.

W. W. Hamilton

Sworn and subscribed to this 28th day of
September, A. D. 1959

Sherman W. Tribbitt
Speaker of the House of
Representatives

The above oath was also given to Grover C. Dill, House Messenger.

The House adjourned on Mr. King's motion at 5:45 P. M. until Wednesday, September 30, at 1 P. M.

87TH LEGISLATIVE DAY

The 87th Legislative Day of the House met pursuant to adjournment at 2:45 P. M. on Wednesday, September 30, 1959.

Prayer by the Chaplain, Rev. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

Members Absent—Mr. Betts and Mr. Latina—2.

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

A message from the Secretary of the Senate informed the House that the Senate had passed and was returning **HB 37, HB 456; HCR 25 and SB 280** and requested the concurrence of the House.

The Chair informed the House that he was about to sign **HB 456, SB 33, SB 31, SB 32, SB 301, SB 149 and SB 260.**

The following bills were read for the first and second time by title only and referred to committee as follows:

SB 303—"An Act to Reincorporate the Town of Magnolia," Corporations Municipal.

SB 274—"An Act to Amend Section 10, Chapter 128, Volume 33, Laws of Delaware, Relating to Responsibility for Damage Resulting to Persons or Property Upon Footway in the Town of Middletown," Corporations Municipal.

SB 275—"An Act to Amend Section 5, Chapter 128, Volume 33, Laws of Delaware Relating to Compensation of the Mayor and Members of Council of Middletown," to Corporations Municipal.

SB 20—"An Act to Amend Chapter 55, Title 29, Delaware Code, Relating to State Employees' Pension Plan, Credit for Other Employment," to Revised Statutes.

SB 280—"An Act to Amend Chapter 23, Title 19, Delaware Code, Relating to Workmen's Compensation," to Labor.

SB 292—"An Act to Amend an Act Entitled 'An Act to Incorporate the Town of Slaughter Beach,' Being Chapter 167, Volume 37, Laws of Delaware, as Amended by Extending the Corporate Limits of the Town of Slaughter Beach," to Corporations Municipal.

HA 1 to **SB 261** was presented by Mr. Eskridge, read for the first and only time and on motion of Mr. Eskridge was adopted by a voice vote.

Mr. Eskridge moved that **SB 261** with **HA 1**—"An Act Appropriating Money to the University of Delaware for Capital Improvements on the University Campus at Newark, Delaware," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Cannon, Clifton, Davidson, Eskridge, Fifer, Graves, Johnson, Kenney, King, Lawson, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Pryor, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—25.

NAYS—None.

ABSENT—Messrs. Betts, Carmean, Dineen, English, Gove, Kleinbach, Latina, McGinnes, Pawson, Quigley—10.

SB 261 with **HA 1** having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Graves on behalf of Public Buildings and Highways Committee reported **SB 288**, 3 favorable.

Mr. Graves moved that rules be suspended in order that **SB 288**—"Relating to the Transfer of Lands to the State Highway Department of the State of Delaware by the State Board of Trustees of the Delaware State Hospital," be read for the third and final time and be considered in order to pass the House. Motion prevailed.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Clifton, Davidson, Eskridge, Fifer, Graves, Kenney, King, Lawson, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Pryor, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—24.

NAYS—None.

ABSENT—Messrs. Betts, Cannon, Carmean, Dineen, English, Gove, Kleinbach, Latina, McGinnes, Pawson, Quigley—11.

SB 288 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley on behalf of Corporations Municipal Committee reported **SB 274**, 3 favorable; **SB 275**, 3 favorable.

Mr. Eskridge presented **HA 1** to **SB 300** which was read under Suspended rules for the first and only time and on motion of Mr. Eskridge was adopted by a voice vote.

Mr. McGinnes on behalf of Public Health Committee reported **HB 452**, 4 merits.

The Chair announced that he was about to sign **SB 149** and **SB 260**.

HB 458—"An Act to Amend Chapter 161, Volume 41, Laws of Delaware, Entitled 'An Act Changing the Name of "The Town of Rehoboth" to "City of Rehoboth Beach", Establishing a Charter Therefor, and Repealing Chapter 247 of Volume 27, Laws of Delaware, Being Entitled 'An Act Creating a Board of Public Works for the Town of Rehoboth, Which Shall Establish, Control and Regulate a Water Works System for Said Town, Prescribing the Powers and Duties of Said Board and Providing for the Election of Their Successors', as Amended," by Best, Clifton and Walls; to Corporations Municipal.

Mr. Best moved that all rules be suspended in order that **HB 458** be passed. Motion prevailed.

HB 458—"An Act to Amend Chapter 161, Volume 41, Laws of Delaware, Entitled "An Act Changing the Name of 'Town of Rehoboth' to 'City of Rehoboth Beach', Establishing a Charter Therefor, and Repealing Chapter 247 of Volume 27, Laws of Delaware, Being Entitled 'An Act Creating a Board of Public Works for the Town of Rehoboth, Which Shall Establish, Control and Regulate a Water Works System for Said Town, Prescribing the Powers and Duties of Said Board and Providing for the Election of Their Successors', As Amended," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Lawson, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—27.

NAYS—None.

NOT VOTING—Mr. McGinnes—1.

ABSENT—Messrs. Betts, Cannon, Latina, Pawson, Pryor, Richards, Robbins—7.

HB 458 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Dineen presented **HA 1** to **HS 1** for **HB 329** which was read for the first and only time. Mr. Dineen moved that action on **HA 1** to **HS 1** for **HB 329** be deferred. Motion carried.

Mr. King moved that **SB 300** with **HA 1**—"An Act to Amend Section 1108, Title 10, Delaware Code, Relating to the Juvenile Court of Kent and Sussex Counties," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Lawson, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

ABSENT—Messrs. Betts, Cannon, Latina, Livingston, Pryor, Richards, Robbins—7.

SB 300 as amended with **HA 1** having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Eskridge moved that House Rule No. 9 be suspended until next Legislative Day. Motion prevailed.

Mr. Kenney moved that **HB 453**—"An Act to Amend Chapter 283, Volume 51, Laws of Delaware, To Provide for the Financing of Capital Improvements Thereunder and Appropriating the Necessary Funds," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Lawson, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

ABSENT—Messrs. Betts, Cannon, Latina, Livingston, Pryor, Richards, Robbins—7.

HB 453 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. King introduced **HCR 26**—"Fixing the Time for Temporary Adjournment by the House of Representatives and the Senate of the 120th General Assembly of the State of Delaware," which was read for the first and second time by title only and on Mr. King's motion that rules be suspended in order to pass **HCR 26** was read for the third and final time and considered in order to pass the House. On further motion of Mr. King **HCR 26** was adopted by a voice vote and was ordered to the Senate for concurrence.

HR 105 was introduced by Mr. Walls, read for the first and only time and on further motion of Mr. Walls, **HR 105**—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 120th General Assembly."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 120TH GENERAL ASSEMBLY that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees up to and including September 30, 1959.

| | |
|--------------------------------|----------|
| William G. Bush, 3rd | \$600.00 |
| Maurice A. Hartnett, 3rd | 600.00 |
| Kathryn R. Crompton | 495.00 |
| Frank X. Shoemaker | 225.00 |
| Rev. Harry L. Mayfield | 40.00 |
| Alice C. Woodward | 200.00 |
| Samuel Messick | 200.00 |
| Frank E. Devine | 357.50 |
| Virgil Bork | 200.00 |
| William P. Turner | 160.00 |
| Rosemary Tull | 160.00 |
| Olin Virdin, Sr. | 160.00 |
| David Ray | 160.00 |
| Ira Messick | 160.00 |
| Willie Holmes | 160.00 |
| Alvin Adams | 160.00 |
| Lloyd Minner | 160.00 |
| Frank Ingram | 160.00 |
| Ernest S. Mattiford | 160.00 |
| Roland West | 160.00 |
| C. C. Hopkins | 160.00 |
| Rebecca Layfield | 160.00 |
| Matthew Warrington | 160.00 |
| Norman Younger | 160.00 |
| Ruth Ross | 160.00 |
| George Nicholson | 160.00 |
| Marshall Hastings | 160.00 |
| Lillian Weston | 160.00 |
| Claude W. Jordan | 160.00 |
| Beatrice V. Hubbard | 220.00 |
| Lois F. Morgan | 200.00 |
| Margaret Cathell | 200.00 |
| Clara Campese | 220.00 |
| Mildred A. Keeler | 160.00 |
| Joseph Kelleher | 200.00 |
| Clifford M. Simpler | 200.00 |
| Herman Holloway | 160.00 |
| John T. Robinson | 160.00 |
| Thomas Gray | 120.00 |
| Leland Watson | 160.00 |
| Helen N. Jones | 112.50 |

| | |
|--------------------------|--------|
| Clifford E. Hall | 427.50 |
| Sara Emily Masten | 200.00 |
| Norman R. Baker | 160.00 |
| James Kates | 120.00 |
| Martha Dickerson | 160.00 |
| Richard P. DiMaio | 160.00 |
| Frank Breeding | 160.00 |
| Grover Dill | 40.00 |
| W. W. Hamilton | 40.00 |
| Irving H. Brinton | 220.00 |
| Joseph Kwiatkowski | 600.00 |

was adopted by a voice vote.

HR 106—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 120th General Assembly."

BE IT RESOLVED, by the House of Representatives of the 120th General Assembly of the State of Delaware, that the following amounts are appropriated out of any money in the General Fund of the State Treasury for the payment of certain expenses connected with the present session of the 120th General Assembly of the State of Delaware, up to and including September 30, 1959, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives, during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives herein-after named, the respective amounts set opposite their respective names, viz:

| | |
|-----------------------------|----------|
| Paul F. Livingston | \$ 80.00 |
| Russell D. F. Dineen | 80.00 |
| Harry G. Lawson | 80.00 |
| Paul E. Shockley | 80.00 |
| Joseph F. Latina | 80.00 |
| T. Lees Bartleson | 114.40 |
| F. Earl McGinnes | 75.20 |
| Mrs. Margaret Manning | 76.80 |
| Charles S. Kleinbach | 68.80 |
| James R. Quigley | 72.00 |
| Robert E. Pawson | 70.40 |
| R. C. Davidson | 49.60 |
| Sherman W. Tribbitt | 90.00 |
| Chester Gove, Jr. | 40.00 |
| Charles R. Pryor | 24.00 |

| | |
|---------------------------|-------|
| Charles C. King | 28.60 |
| Edward Long, Jr. | 8.00 |
| Edward F. Wright | 24.00 |
| William W. Opdyke | 8.00 |
| Charles F. Richards | 6.60 |
| Elmer L. Betts | 28.00 |
| Harvey P. Fifer | 16.00 |
| William J. Paskey | 22.40 |
| George W. Cain | 28.80 |
| George A. Robbins | 30.40 |
| Carlton Clifton | 44.80 |
| Edgar English | 54.40 |
| Norman Eskridge | 77.00 |
| R. Allen Cannon | 68.80 |
| Paul H. Kenney | 91.20 |
| James W. Carmean | 84.80 |
| Tilghman S. Johnson | 89.60 |
| Joseph S. Walls | 73.60 |
| William F. Graves | 72.00 |
| William T. Best | 76.80 |

was presented by Mr. Walls, read for the first and only time and on further motion of Mr. Walls was adopted by a voice vote.

HB 459—"An Act to Amend An Act Entitled "An Act to Authorize the Recorder of Deeds in and For Sussex County to Make New Indices For Mortgages' As It Appears in Chapter 72, Volume 52, Laws of Delaware," was introduced by Walls and Graves; read for the first and second time by title only and referred to Revised Statutes.

A message from the Senate informed the House that the Senate had passed **HCR 24** and was returning same to House.

Mr. Walls presented a letter from Mr. Betts requesting that **SB 265**—"An Act to Amend Chapter 95, Title 9, Delaware Code, Relating to Coroners," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Livingston, Long, McGinnes, Opdyke, Paskey, Quigley, Walls, Wright, Mr. Speaker Tribbitt—24.

NAYS—Mr. Bartleson and Mr. Shockley—2.

NOT VOTING—Mrs. Manning—1.

ABSENT—Messrs. Betts, Cannon, Latina, Lawson, Pawson, Pryor, Richards, Robbins—8.

SB 265 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Eskridge moved that **HB 450**—"An Act to Amend Chapter 184 of Volume 43, Laws of Delaware, Being an Act Entitled 'An Act Changing the Name of the Town of Seaford to City of Seaford', as Amended, By Giving Authority to the Mayor to Appoint an Assistant Alderman and His Powers and Duties," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Lawson, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

ABSENT—Messrs. Betts, Cannon, Latina, Pawson, Pryor, Richards, Robbins—7.

HB 450 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Eskridge moved that **HB 449**—"An Act to Amend Chapter 184 of Volume 43, Laws of Delaware, Being an Act Entitled 'An Act Changing the Name of the Town of Seaford to the City of Seaford', as Amended by Chapter 265 of Volume 49, Laws of Delaware, by Giving Authority to the City Council of Seaford to Increase the Annual Service Charges for the Use of the Municipal Sewers," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Lawson, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

HB 449 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Quigley moved that **HB 151**—"An Act Making it Unlawful to be Open for, Carry on or Engage in the Business of Buying, Selling, Exchanging, Dealing, or Trading in New or Used Motor Vehicles on Sunday," be read for the third and final time in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Dineen, Graves, Kleinbach, McGinnes, Paskey, Walls—6.

NAYS—Messrs. Bartleson, Best, Cain, Carmean, Davidson, English, Eskridge, Fifer, Gove, Johnson, Lawson, Long, (Mrs.) Manning, Opdyke, Pawson, Quigley, Shockley, Wright, Mr. Speaker Tribbitt—19.

NOT VOTING—Messrs. Clifton, Kenney, King—3.

ABSENT—Messrs. Betts, Cannon, Latina, Livingston, Pryor, Richards, Robbins—7.

Mr. Davidson, Mr. Quigley and Mr. Shockley changed their vote from Yea to Nay in order that **HB 151** might be restored.

HB 151 not having received its constitutional majority was declared lost.

Mr. Shockley moved that **SB 97**—"An Act to Amend Section 101, Title 13, Delaware Code, Relating to Void and Voidable Marriages," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Davidson, Eskridge, Fifer, Graves, Johnson, Kenney, King, Kleinbach, Lawson, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—25.

NAYS—None.

NOT VOTING—Messrs. Clifton, Dineen, English, Gove—4.

ABSENT—Messrs. Betts, Cannon, Latina, Pryor, Richards, Robbins—6.

SB 97 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley moved that **HB 434**—"An Act to Amend Section 701, Title 21, Delaware Code Relating to Officers Who May Arrest for Motor Vehicle Violations," be read for the third and final time and be considered in order to pass the House.

Mr. Fifer moved that action on **HB 434** be deferred, Mrs. Manning seconded the motion. Motion prevailed.

Mr. Kenney, Chairman of the Committee on Passed Bills, reported having delivered to the Governor's Office the following: **HB 109**; **HB 304**; **HB 456**; **HR 99**; **HR 100**; **HR 101**; **HR 102**; **HR 103**; **HCR 23** and **HCR 24**.

Mr. King moved that the House adjourn in accordance with **HCR 26** at 6:30 P.M.

88TH LEGISLATIVE DAY

The House met pursuant to adjournment at 12: 15 P. M. on Wednesday, December 2, 1959.

Prayer by the Chaplain, Rev. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

Absent—Messrs. Cannon, Carmean, Rep. 3rd Election District of New Castle County—3.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

HR 107—"Declaring A Vacancy in the House of Representatives and Authorizing and Requesting the Speaker to Issue A Writ of Election."

BE IT RESOLVED BY the House of Representatives of the 120th General Assembly of the State of Delaware that by reason of the death of Harry G. Lawson, the duly elected member from the Third Representative District of New Castle County, a vacancy in the said House of Representatives is hereby declared to exist while the General Assembly is in session, and the Speaker of the House is therefore authorized and requested to issue a writ of election to the Department of Elections of New Castle County, commanding the said Department of Elections to hold a special election to fill said vacancy, in accordance with the Constitution of the State of Delaware and Chapter 71, Title 15, Delaware Code; and

BE IT FURTHER RESOLVED THAT Russell D. F. Dineen and Chester Gove of the House of Representatives, are hereby authorized and appointed to serve the said writ of election upon the Department of Elections of New Castle County forthwith upon its issuance," was presented by Mr. King and Mr. Richards, read for the first and only time and on further motion of Mr. Richards was adopted by a voice vote.

The Chair announced that he was signing a "Writ of Election" that would enable the vacancy created by the death of the Honorable Harry G. Lawson, to be filled. Mr. King moved that a copy of the writ be spread upon the Journal. Motion carried.

HR 108—"Expressing the Sympathy of the House of Representatives on the Illness of Vernon B. Derrickson, A Member of the Public Service Commission."

WHEREAS, the members of the House of Representatives of the 120th General Assembly of the State of Delaware have learned of the illness of a member of the Public Service Commission, and

WHEREAS, the members of the House of Representatives desire to express and extend their regret and sympathy to Vernon B. Derrickson, NOW, THEREFORE

BE IT RESOLVED, that the members of the House of Representatives of the 120th General Assembly of the State of Delaware do hereby express their sincere wishes for a complete and speedy recovery, and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the Journal of the House of Representatives of the 120th General Assembly of the State of Delaware and a copy be forwarded to Vernon B. Derrickson," was presented by Mr. King, read for the first and only time and on further motion of Mr. King was adopted by a voice vote.

HR 109—"Relative to the Death of Representative Harry G. Lawson."

WHEREAS, the House of Representatives of the 120th General Assembly of the State of Delaware has learned with regret of the passing of Harry G. Lawson, a distinguished and eminent member of the House; and

WHEREAS, State Representative Harry G. Lawson served his State faithfully and well during his term in the General Assembly of the State of Delaware, and

WHEREAS, the members of the House desire to express in this public manner their own feelings and sense of loss which is felt throughout the entire State of Delaware; NOW, THEREFORE

BE IT RESOLVED, by the House of Representatives of the 120th General Assembly of the State of Delaware, that the members wish to give expression to the regret they experienced at the passing of Harry G. Lawson, a prominent figure in his community and a member of the House of Representatives; and

BE IT FURTHER RESOLVED, that the family of the deceased has the full sympathy of the members of the House of Representatives of the 120th General Assembly of the State of Delaware which is extended by sending a copy of this resolution to the members of his immediate family; and

BE IT FURTHER RESOLVED, that the text of this resolution be made a part of the Journal of the proceedings of the House of Representatives of the 120th General Assembly of the State of Delaware," was presented by Mr. King and Mr. Richards, read for the first and only time and on further motion by Mr. King was adopted by a voice vote.

HR 110—"Authorizing the Payment of Certain Expenses for the House of Representatives of the 120th General Assembly."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of Fifty Dollars (\$50.00) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Harrington Journal, Harrington, Delaware for Resolution Backers for the House of Representatives of the 120th General Assembly," was presented by Mr. Walls, read for the first and only time and on further motion of Mr. Walls was adopted by a voice vote.

HR 111—"In Reference to Election of Officers."

WHEREAS, Willie Holmes was previously elected to the office of Sergeant-at-arms and has recently departed from this life, and

WHEREAS, Richard DiMaio was previously elected to the office of House Messenger but has resigned effective September 30, 1959, NOW THEREFORE

BE IT RESOLVED BY THE House of Representatives of the 120th General Assembly of the State of Delaware that the names of Willie Holmes and Richard DiMaio be removed from the House payroll effective September 30, 1959, and

FURTHER RESOLVED that J. Milton Cleary is hereby elected to serve as Sergeant-at-arms effective December 2, 1959, to serve during the pleasure of the House of Representatives, and

FURTHER RESOLVED that George J. Fisher is hereby elected to serve as House Messenger effective December 2, 1959, to serve during the pleasure of the House of Representatives," was presented by Mr. Walls, read for the first and only time and on further motion by Mr. Walls, was adopted by a voice vote.

The following bills were introduced, read for the first and second time only and referred to committee as follows:

HB 460—"An Act to Appropriate Moneys to the State Highway Commission for the Stream Gauging Program in Delaware," by Gove; to Appropriations.

HB 461—"An Act to Amend Chapter 3, Title 17, Delaware Code, Relating to the Authority of the State Highway Department To Issue Revenue Bonds to Defray the Cost of Construction of a Bridge over the Delaware River by Increasing the Aggregate of Bonds That May Be Issued Thereunder and to Authorize and Empower the Delaware Interstate Highway Division, Successor to the State Highway Department For the Operation and Control of the Delaware Memorial Bridge, To Acquire At a Cost Not In Excess of Three Hundred Thousand Dollars (\$300,000.00) Land Adjacent To Said Bridge and Approaches For Use As Additions, Improvements, Maintenance and Operation of Said

Bridge and To Issue Additional Revenue Bonds and Not to Exceed Said Amount for That Purposes," Quigley; to Public Buildings and Highways.

HB 462—"An Act to Amend Title 15, Delaware Code, Entitled 'Elections' Relating to Absentee Ballots," by Dineen and Manning; to Elections.

HB 463—"An Act Establishing A Department of Natural Resources, Defining Its Organization, Powers and Duties," by Richards and Manning; to Revised Statutes.

HB 464—"An Act Creating and Establishing A Legislative Budget and Finance Committee; Providing for Its Membership; Prescribing Its Powers, Functions and Duties; Providing for Appointment of a Legislative Analyst, Clerical, Legal, Accounting and Other Personnel, and Making An Appropriation," Shockley; to Revised Statutes.

HB 465—"An Act to Authorize the Kent County Levy Court to Make Certain Tax Refunds," by Fifer; to Revenue and Taxation.

HB 466—"An Act To Authorize the Caesar Rodney Special School District to Make Certain Tax Refunds," by Fifer; to Revenue and Taxation.

HCR 27—"Relating to the Joint Revenue Committee," King.

On Mr. King's motion, rules were suspended in order that **HCR 27**—"Relating to the Joint Revenue Committee," be read for the third and final time and be considered in order to pass the House.

On further motion by Mr. King and seconded by Mr. Quigley **HCR 27** was adopted by a voice vote, and ordered to the Senate for concurrence.

Mr. Graves moved that rules be suspended in order to hand in Committee Report on **HB 461**. Motion carried. Mr. Graves on behalf of Public Buildings and Highways reported **HB 461**, 5 favorable.

Mr. Quigley moved that all rules be suspended in order that **HB 461**—"An Act to Amend Chapter 3, Title 17, Delaware Code, Relating to The Authority of the State Highway Department to Issue Revenue Bonds to Defray the Cost of Construction of a Bridge Over the Delaware River, by Increasing the Aggregate of Bonds That May be Issued Thereunder and to Authorize and Empower the Delaware Interstate Highway Division, Successor to the State Highway Department for the Operation and Control of the Delaware Memorial Bridge, to Acquire at A Cost Not in Excess of Three Hundred Thousand Dollars (\$300,000.00) Land Adjacent to Said Bridge and Approaches For Use as Additions, Improvements, Maintenance and Operation of Said Bridge and To Issue Additional Revenue Bonds Not to Exceed Said

Amount For That Purposes," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this bill pass the House?" roll call was tabled on motion of Mr. King, seconded by Mr. Quigley.

The Governor's Secretary delivered to the House two Messages from the Governor. On motion of Mr. Shockley, seconded by Mr. King the messages were not read to the General Assembly but were held until such time as the Governor would deliver them in person and explain them to the Members of the House.

A Message from the Senate informed the House that the Senate had passed **HB 283** and was returning same.

A memorandum received from the Governor's office informed the House that the Governor had approved on September 30, **HB 109** and **HB 304**; on October 1, **HB 372**, **HB 412**, **HB 456**, **SB 149**, **SB 260**, **SB 261** with **HA 1**; **SB 288**, **SB 300** with **HA 1**. Also that he had received proposed constitutional amendments, **SB 31**; **SB 32**, **SB 33** and **SB 301**.

On behalf of Labor Committee Mr. Latina reported **HB 145**, 2 favorable, 1 merits.

The House adjourned at 6:15 P. M. until the call of the Chair.

89TH LEGISLATIVE DAY

The House met pursuant to adjournment at 11:55 P. M. on Thursday, December 10th, 1959.

Prayer by Mr. Shoemaker.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Pawson, Pryor, Quigley, Richards, Robbins, Walls, Wright, Mr. Speaker Tribbitt—30.

Members Absent—Mr. Carmean, Mr. Latina, Rep. 3rd Rep. District N.C.C., Mr. Paskey, Mr. Shockley—5.

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

The Governor's message which he had read before a joint Session on the second day of the 88th Legislative day was delivered to each Member and ordered read by the Chair. Mr. Richards moved that so much be considered the reading of the Message. Motion prevailed.

The Governor's Message asking for the creation of a Department of Natural Resources was delivered to each mem-

ber and ordered read by the Chair. Mr. Richards moved that the message be spread upon the minutes in its entirety and that so much be considered the reading of the Message. Motion prevailed.

December 2, 1959

Honorable Sherman W. Tribbitt
Speaker of the House of Representatives
House of Representatives
Legislative Hall
Dover, Delaware
Dear Mr. Speaker:

Today I am asking that a House bill be introduced providing for the creation of a Department of of Natural Resources. Copies of my statement in support of this proposal are being made available to each member of the General Assembly.

I am enclosing a copy herewith with the request that it be made a part of the record as an official communication.

Sincerely yours,
J. CALEB BOGGS

STATEMENT BY GOV. J. CALEB BOGGS
DEPARTMENT OF NATURAL RESOURCES

October 28, 1959

Just as Delaware's continuing population growth is seriously straining the state's ability to provide services the people need at a cost they can afford, this tremendous increase in population is placing a heavy burden on Delaware's natural resources.

For example, we have been warned by experts who should know that the state's water supply will be dangerously inadequate in future years. That means you may not be able to water your lawn or wash your car as often as you want; new jobs in the state may drop off if industry is discouraged from coming to Delaware and our farming community will be faced with a serious problem.

Delaware's once-thriving oyster industry has been virtually wiped out by blight. This was an industry that produced an annual harvest worth \$1.5 million and employed about 3000 men and women. Oyster-killing disease has severely damaged this important area of the state's economy.

Beach erosion has become an increasingly serious problem in the state. It has resulted in thousands of dollars loss to property owners along our beach areas and has resulted in further loss of revenue to our resort areas.

One of our most undesired natural resources, mosquitoes, have raised a serious health hazard and have caused us an increasing amount of trouble in recent years. Here again the

state's resort areas have suffered economically because of declining business and there's no way to measure in dollars and cents the discomfort and annoyance mosquitoes are causing our citizens.

We have been spending nearly a million dollars a year to preserve and utilize our natural resources, but the citizens of this state are not getting a million dollars worth of results.

One of the major reasons for this situation is the cumbersome and antiquated structure of our state government. We have become enmeshed in so many agencies, boards and commissions—more than 100 in all—that coordination of efforts and solid long-range planning is quite often impossible.

On May 20 of this year, I told the General Assembly that we had reached the point where a complete reorganization of our state government is essential if we are to move ahead in the years to come. The first permanent agency of this new government structure I proposed was a Department of Public Works. On August 3, I proposed the second department, a Department of Public Safety.

As soon as the General Assembly reconvenes, I will submit legislation to create the third agency of the reorganized state government, a Department of Natural Resources. Copies of the bill and this statement will be made available to each member of the Legislature at that time.

There will be about ten new, separate departments in the modern state government the people of this state must have. Each will be headed by a qualified director who will be appointed by the Governor and directly responsible to him. It will be a cabinet-type government with a chain of responsibility leading directly from the Governor, instead of the Commission-type government we have now in which there is really no one the citizens can hold completely responsible for the operation of Delaware's affairs.

In addition to weeding out many of the overlapping agencies and coordinating related state activities in a single department, this reorganization will bring about economy.

The Department of Public Works I have asked the General Assembly to create would eliminate four agencies and 25 administrative positions. The Department of Public Safety would do away with six more agencies and 63 administrative jobs. This Department of Natural Resources would eliminate another eight agencies and 32 additional top-level administrative posts. That means in just these three new departments we have already succeeded in streamlining our state government by eliminating 18 state agencies and cutting out 120 top state jobs.

The new Department of Natural Resources will have other benefits. It will concentrate in one department all of

the experts in such allied fields as fish and wildlife preservation, mosquito control, water resources control, and beach erosion.

There are no hidden political benefits in this reform government plan. It will not become effective until July 1, 1961. There will be a new Governor in office by then, and no one knows which party will win next year's election. This is purely a good government reform plan which can benefit only the people.

To carry out its assigned responsibilities, the Department of Natural Resources will have a director appointed by the Governor with the advice and consent of the Senate. The director will be paid a salary of \$17,500 a year in order that a man of high calibre and extensive experience in this field can be attracted to the job. The director will serve at the pleasure of the Governor.

The new Department of Natural Resources will have six divisions. The division managers will be appointed by the department director and will receive not more than \$12,500 a year.

The Administration and Control Division will handle the entire department's budget, record-keeping and purchasing functions, which are now taken care of by 10 separate agencies.

The Fish and Wildlife Division will be responsible for all of the functions now performed by the Board of Game and Fish Commissioners, the Delaware Commission of Shell Fisheries, the Collector of Oyster Revenue, and the Mosquito Control division of the present State Highway Department. The task of carrying out a long-range mosquito control program has its effects on our fish and wildlife, so it would provide far better coordination if these responsibilities were in the hands of one division.

The third division in the new Department of Natural Resources will be the Forestry Division. It will assume the duties of the present State Forestry Department in safeguarding Delaware's woodlands.

The Water Resources and Geology division, the fourth division, will assume the responsibilities of the Water Resources Commission which I have asked the General Assembly to create as an interim measure. It will also assume the responsibilities of the existing Delaware Geological Commission.

The Parks Division will take over some of the responsibilities now held by five separate state agencies, the State Park Commission, the State Highway Department, the Game and Fish Commission, the Waterfront Commission and the Delaware Archaeological Board.

The sixth and final division of the new Department of

Natural Resources will be the Public Lands Division. At present, the State Highway Department controls, harvests and sells crops from much of the public lands of the State. Since this function is far afield from the Highway Department's primary responsibility of constructing and maintaining highways and other public structures, I believe it would be in the best interests of the people to have our public lands in the Department of Natural Resources.

What will this new, modern Department of Natural Resources mean to our citizens? In my opinion, it will provide these benefits:

1. It will save money by consolidating in one department the numerous allied activities which are now scattered throughout ten separate state agencies.
2. It will improve the quality of state services in the natural resources field by centralizing planning, coordinating the talents of experts in these fields, and by eliminating the duplication of efforts by several agencies.
3. It will eliminate eight of our existing state agencies and will eliminate 32 specific, top-level posts in the executive branch of the government. (These are the Board of Game and Fish Commissioners with 3 members; the State Park Commission with 5 members; the State Forestry Department with 4 commissioners; the Shell Fisheries Commission with 4 members; the Collector of Oyster Revenue; the Waterfront Commission with 3 members; the Geological Commission with 5 members; and the Delaware Archaeological Board with 7 members).
4. It will provide the citizens with greater control of the state's natural resources services and property by having the director of the department responsible to the Governor, an elected official.

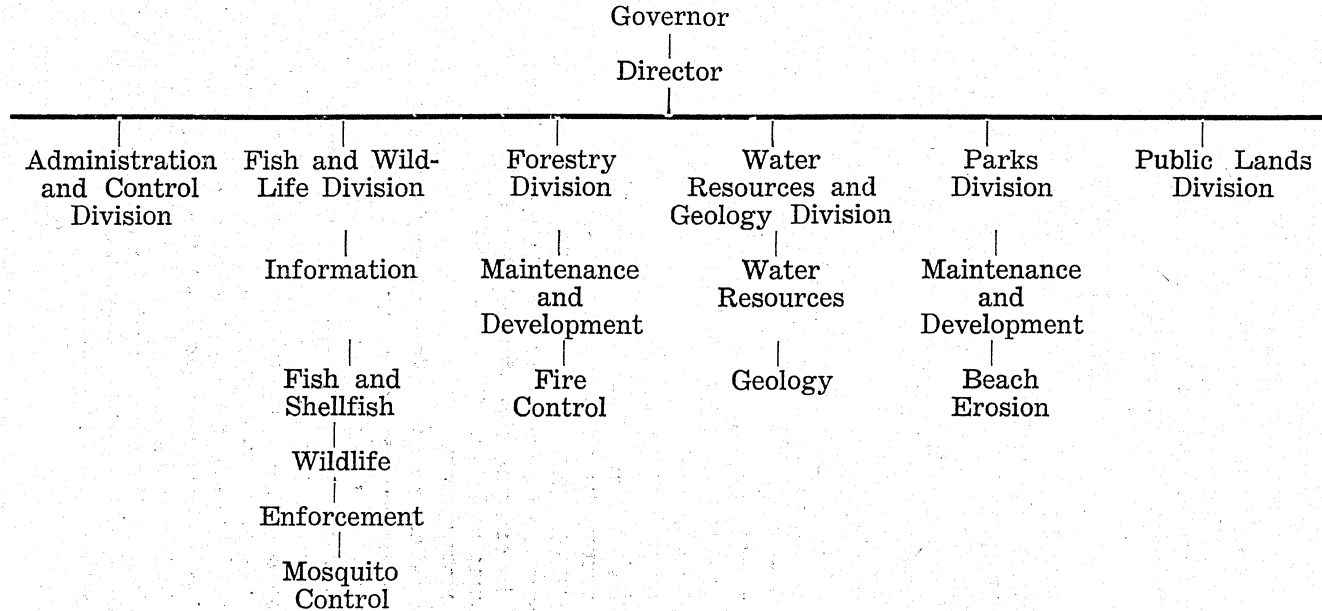
Even greater benefits will be evident when the entire reorganization plan for a modern, streamlined state government is completed.

Serious consideration of this overall government reorganization plan by the General Assembly and the public is of extreme importance. We have floundered too long trying to patch up the weaknesses in our present governmental system, trying to shore up the quality of our state services which are sagging under the burden of an antiquated government.

This is not a political issue. But it is a contest between inadequate government which can no longer meet the needs of our people and a modern, efficient government which will be responsible to the needs of our citizens in providing services efficiently and economically.

If there is to be a new day for Delaware, as there must, then the people must have a new state government.

DEPARTMENT OF NATURAL RESOURCES



The Chair announced that he was about to sign **HB 283**.

The House recessed on motion of Mr. King at 1:25 P.M. and reconvened at the call of the Chair at 4:25 P.M.

Mr. King moved that Proclamation received by the House from the Governor's Office be spread upon the minutes in its entirety. Motion prevailed.

PROCLAMATION

WHEREAS, the State of Delaware is facing a severe financial crisis; and

WHEREAS, the estimated deficit of the State forecast by the Joint Revenue Committee at about \$100,000,000 by 1965 demands that definite and specific economies be effected through reorganization of the governmental operations of the State; and

WHEREAS, legislative action on this basic problem of financial and governmental reforms should be accomplished before consideration of the next budget of the State of Delaware; and

WHEREAS, certain phases of governmental reorganization should be put into operation before the start of the next fiscal year; and

WHEREAS, only the General Assembly can pass upon legislation to meet this serious situation; and

WHEREAS, a provision of Section 16, Article III of the Constitution of the State of Delaware, authorizes and empowers the Governor of the State of Delaware by proclamation to convene the General Assembly on extraordinary occasions; and

WHEREAS, I find by reason of the foregoing that there does exist an extraordinary occasion; now

THEREFORE, I, J. Caleb Boggs, Governor of the State of Delaware by virtue of the authority vested in me do hereby proclaim the following: That the 120th General Assembly of the State of Delaware shall convene at Legislative Hall in the City of Dover, Capital of the State of Delaware, on Thursday the tenth day of December, A. D., 1959 at 11:00 a.m. Eastern Standard Time, for the purpose of meeting in joint session to hear a message of the Governor at 12:00 noon; and to then consider and act upon such legislation as recommended by the Governor to bring about basic governmental reforms and specific economies which would provide new protection for the taxpayers.

IN WITNESS WHEREOF, I, J. Caleb Boggs, Governor of the State of Delaware, have hereunto set my hand and caused the

Great Seal of the said State to be hereunto affixed at Dover this seventh day of December in the year of our Lord one thousand nine hundred and fifty-nine and of the Independence of the United States of America, the one hundred and eighty-fourth.

J. CALEB BOGGS
Governor

HS 1 for HB 347—"An Act Making A Supplementary Appropriation to the State Board of Corrections For the Fiscal Year Ending June 30, 1960," was introduced by Messrs. King, Eskridge and Cain, was read for the first and second time by title only.

Mr. Eskridge moved that rules be suspended in order that **HS 1 for HB 347** be read for the third and final time and be considered in order to pass the House. Motion prevailed.

HS 1 for HB 347—"An Act Making A Supplementary Appropriation to the State Board of Corrections for the Fiscal Year Ending June 30, 1960," was read for the third and final time and considered in order to pass the House:

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Graves, Johnson, Kenney, King, Kleinbach, Livingston, (Mrs.) Manning, Pryor, Richards, Walls, Wright, Mr. Speaker Tribbitt—23.

NAYS—Messrs. Gove, Long, Opdyke, Quigley—4.

NOT VOTING—Mr. McGinnes—1.

ABSENT—Messrs. Carmean, Latina, Rep. 3rd Dist., N. C. C., Paskey, Pawson, Robbins, Shockley—7.

HS 1 for HB 347 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Latina on behalf of Elections Committee reported **HB 462**, 5 favorable.

HCR 28—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Joint Revenue Committee of the 120th General Assembly," McGinnes, Manning, Fifer, Best, Betts, Cannon (By Request) was read for the first and second time and on Mr. McGinnes' motion to suspend rules was adopted by a voice vote and ordered to the Senate for concurrence.

Mr. McGinnes presented **HA 1 to HB 286** which was read for the only time and on further motion of Mr. McGinnes action was deferred.

A Message from the Secretary of the Senate informed the House that the Senate had passed **HB 461** and **HCR 27** and were returning same to House.

Mr. King introduced **HR 112**—"Relating to the Message and Recommendations of the Governor of the State of Delaware."

WHEREAS, We the members of the House of Representatives of the 120th General Assembly wish to publicly express our appreciation to the Governor of the State of Delaware for having personally presented his message and recommendations to the 120th General Assembly on December 10, 1959, and

WHEREAS, We feel that the message and recommendations presented by the Governor are of such a nature to require careful examination and consideration by the Members of the House of Representatives and the Citizens of the State of Delaware NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that our sincere appreciation and gratitude be expressed to the Governor for his having personally delivered his message and recommendations to the General Assembly on December 10, 1959 and

BE IT FURTHER RESOLVED that the Members of the House of Representatives and the Citizens of the State of Delaware carefully examine and consider the message and recommendations presented to them, and

BE IT FURTHER RESOLVED that a copy of this Resolution be delivered to the Governor and be spread upon the minutes of the House Journal at length," which was read for the first and only time and on further motion of Mr. King was adopted by a voice vote.

Mr. Walls presented **HR 113**—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 120th General Assembly."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 120TH GENERAL ASSEMBLY that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees up to and including December 10, 1959.

| | |
|--------------------------------|----------|
| William G. Bush, 3rd | \$ 75.00 |
| Maurice A. Hartnett, 3rd | 75.00 |
| Kathryn R. Crompton | 99.00 |

| | |
|-------------------------------|--------|
| Frank X. Shoemaker | 50.00 |
| Rev. Walter W. Hamilton | 40.00 |
| Alice C. Woodward | 50.00 |
| Samuel Messick | 50.00 |
| Frank E. Devine | 55.00 |
| Virgil Bork | 50.00 |
| William P. Turner | 40.00 |
| Rosemary Tull | 40.00 |
| Olin Virdin, Sr. | 40.00 |
| David Ray | 40.00 |
| Ira Messick | 40.00 |
| J. Milton Cleary | 40.00 |
| Alvin Adams | 40.00 |
| Lloyd Minner | 40.00 |
| Frank Ingram | 40.00 |
| Ernest S. Mattiford | 40.00 |
| Roland West | 40.00 |
| C. C. Hopkins | 40.00 |
| Rebecca Layfield | 40.00 |
| Matthew Warrington | 40.00 |
| Norman Younger | 40.00 |
| Ruth Ross | 40.00 |
| George Nicholson | 40.00 |
| Marshall Hastings | 40.00 |
| Lillian Weston | 40.00 |
| Claude W. Jordan | 40.00 |
| Beatrice V. Hubbard | 55.00 |
| Lois F. Morgan | 50.00 |
| Margaret Cathell | 50.00 |
| Clara Campese | 55.00 |
| Mildred A. Keeler | 40.00 |
| Joseph Kelleher | 50.00 |
| Clifford M. Simpler | 50.00 |
| Herman Halloway | 40.00 |
| John T. Robinson | 40.00 |
| Thomas Gray | 30.00 |
| Leland Watson | 40.00 |
| Helen N. Jones | 50.00 |
| Clifford E. Hall | 472.50 |
| Sara Emily Masten | 50.00 |
| Norman R. Baker | 40.00 |
| Martha Dickerson | 40.00 |
| George Fisher | 40.00 |
| Frank Breeding | 40.00 |
| Grover Dill | 40.00 |
| Irving H. Brinton | 55.00 |
| Joseph Kwiatkowski | 150.00 |

which was read for the first and only time and on further motion of Mr. Walls was adopted by a voice vote.

Mr. Walls and Mrs. Manning presented **HR 114**—"Relative to the Death of Former Representative William E. Lester."

WHEREAS, the House of Representatives of the 120th General Assembly of the State of Delaware has learned with deep regret of the passing of William E. Lester, a former member of the House; and

WHEREAS, former State Representative William E. Lester served his State faithfully and well during two terms in the General Assembly of the State of Delaware, and

WHEREAS, the members of the House desire to express in this public manner their own feelings of sorrow and the sense of loss which is felt throughout the entire State of Delaware; NOW, THEREFORE

BE IT RESOLVED, by the House of Representatives of the 120th General Assembly of the State of Delaware, that the members hereby give public expression to the deep regret they experienced at the passing of William E. Lester, a former member of the House of Representatives; and

BE IT FURTHER RESOLVED, that the family of the deceased has the full sympathy of the members of the House of Representatives of the 120th General Assembly of the State of Delaware which is to be extended by sending a copy of this resolution to the members of his immediate family, and

BE IT FURTHER RESOLVED, that the text of this resolution be spread on the page of the Journal of the proceedings of the House of Representatives of the 120th General Assembly of the State of Delaware so as to become a permanent part of the record of this House, which was read for the first and only time and on motion of Mr. Walls was adopted by a voice vote.

HB 467—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to the Limitations Upon Taxing Power, by Exempting Lands and Improvement of the Castle Hills Civic Association, From Assessment and Taxation," by Quigley.

Mr. Quigley moved that rules be suspended in order that **HB 467** be read for the third and final time and be considered in order to pass the House. Motion prevailed.

HB 467—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to the Limitations Upon Taxing Power, by Exempting Lands and Improvements of the Castle Hills Civic Association, From Assessment and Taxation," was read for the third and final time and on the question, "Shall this bill Pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cannon, Clifton, Davidson, Dineen, English, Fifer, Gove, Graves, Johnson, Ken-

ney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Quigley, Richards, Walls, Wright, Mr. Speaker Tribbitt—25.

NAYS—0.

ABSENT—Messrs. Cain, Carmean, Eskridge, Latina, Rep. 3rd Dist. N. C. C., Paskey, Pawson, Pryor, Robbins, Shockley—10.

HB 467 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

House adjourned at 6:00 P. M. until the call of the Chair.

90TH LEGISLATIVE DAY

The House met pursuant to adjournment on Monday, January 4th, 1960 at 1:50 P. M.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Members Absent—Mr. Richards—1.

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

Edward W. Cooch, Jr. Esq. delivered the Certificate of Election from the Board of Canvass certifying the election of Ralph S. Keenan to fill the vacancy created by the death of Rep. Harry Lawson in the third district of New Castle County.

The Speaker appointed Mr. King and Mr. Bartleson to escort Mr. Keenan to the rostrum where the oath of office was given.

The Chair welcomed Mr. Keenan as a member of the Legislature and Mr. Keenan replied.

On motion of Mr. King the House recessed until the call of the Chair.

The Chair called the House back at 4:10 P. M.

Mr. King on behalf of Appropriation Committee reported **HB 442**, 5 favorable; **HB 435**, 5 favorable.

Mr. Betts on behalf of Revised Statutes Committee reported **HB 426**, 5 favorable.

Mr. Robbins on behalf of Education Committee reported **HB 427**, 3 favorable, 2 merits.

A message from the Senate informed the House that

the Senate had passed **SB 312** and **HB 282** with **SA 1**, requesting concurrence of House.

HS 1 for **HB 295**—"An Act to Amend Chapter 51, Title 14, Delaware Code, Entitled 'University of Delaware' Relating to the Powers of the University, was presented by Mr. Kleinbach, read for the first and second time by title only and referred to Education Committee.

On Mr. Dineen's motion **HB 462**—"An Act to Amend Title 15, Delaware Code Entitled 'Elections' Relating to Absentee Ballots," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartelson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

ABSENT—Mr. Graves and Mr. Richards—2.

HB 462 passed the House and was ordered to the Senate for concurrence.

Mr. Quigley moved that **HB 21**, vetoed by the Governor on August 28, 1959, be further considered in order to override the Governor's Veto.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

NAYS—0.

ABSENT—Mr. Richards—1.

HB 21 having received the majority needed to override the Governor's Veto was sent to the Senate for concurrence.

On motion of Mr. Shockley **SB 274**—"An Act to Amend Section 10, Chapter 128, Volume 33, Laws of Delaware, Relating to the Responsibility for Damage Resulting to Persons or Property Upon Footways in the Town of Middletown," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson,

Keenan, Kenney, King, Kleinbach, Latina, Livingston, (Mrs.) Manning, McGinnes, Paskey, Pawson, Pryor, Robbins, Shockley, Mr. Speaker Tribbitt—26.

NAYS—Messrs. Cannon, Clifton, Davidson, Long, Quigley, Walls, Wright—8.

ABSENT—Mr. Richards—1.

SB 274 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley moved that **SB 275**—"An Act to Amend Section 5, Chapter 128, Volume 33, Laws of Delaware, Relating to the Compensation of the Mayor and Members of Council of Middletown," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

NAYS—0.

ABSENT—Messrs. Cannon, Long, Richards—3.

SB 275 having received its constitutional majority passed the House and was ordered to the Senate.

Mr. Dineen moved that **HB 419**—"An Act to Amend Title 15, Delaware Code, Entitled 'Elections' Relating to Preparation of Lists of Registered Voters; Timing and Dating of Documents; Applications for Ballots and Communications; Removal of Records of Deceased Persons From Registration Records; Removal of Persons Convicted of a Felony; Certification of Vote," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

NAYS—0.

ABSENT—Messrs. Cannon, Pawson, Richards—3.

HB 419 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

A memorandum from the Governor's Office informed the House that the following Legislation had been approved

October 1, 1959, **SB 97**; December 11, **HB 283** and **HB 461**; December 21, **HB 20** and **HS 1** for **HB 347**. **SB 265** Vetoed October 9, 1959.

HB 468—"An Act to Amend Chapter 135, Volume 29, Laws of Delaware, as Amended By Chapter 161, Volume 52, Laws of Delaware, and Relating to Curbstone Markets in the City of Wilmington, by Providing for Temporary Legislation to be Effective Only Until 'The Mayor and Council of Wilmington' Shall Construct and Make Available the Building Contemplated by the Provisions of Chapter 161, Volume 52, Laws of Delaware," was entered by Shockley and Keenan; to Corporation Municipal.

HR 115—"In Reference to Election of Officers."

WHEREAS, Norman Baker was previously elected to the office of File Clerk and John Robinson was previously elected to the office of Page but have resigned effective December 31, 1959, NOW, THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that Norman Baker is hereby removed and discharged from the office of File Clerk and John Robinson is hereby removed and discharged from the office of Page effective December 31, 1959, and

BE IT FURTHER RESOLVED that Virginia Maziarz is hereby elected to serve as File Clerk and John E. Loder is hereby elected to serve as Page effective January 4, 1960 to serve during the pleasure of the House of Representatives, and

BE IT FURTHER RESOLVED that Allen Moffitt is hereby elected to serve as Sergeant-at-arms effective January 4, 1960 to serve during the pleasure of the House of Representatives, and

BE IT FURTHER RESOLVED that John J. Smith is hereby elected to serve as Sergeant-at-arms effective January 4, 1960 to serve during the pleasure of the House of Representatives," presented by King, Quigley, Carmean and Wright, was read for the first and only time and on further motion of Mr. King was adopted by a voice vote.

HR 116—"In Reference to Election of Officers."

WHEREAS, J. Milton Cleary was previously elected to the office of Sergeant-at-arms but has resigned effective December 31, 1959, NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the name of J. Milton Cleary be removed from the House payroll effective December 31, 1959, and

FURTHER RESOLVED that Pauline Holmes is hereby elected to serve as Sergeant-at-arms effective January 4,

1960, to serve during the pleasure of the House of Representatives," presented by Mr. Walls, was read for the first and only time and on further motion of Mr. Walls was adopted by a voice vote.

On Mr. King's motion the House adjourned at 5:00 P. M. until Tuesday, January 5, 1960 at 1:00 P. M.

91ST LEGISLATIVE DAY

The House met pursuant to adjournment at 2:25 P.M. on January 5, 1960.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

Members Absent—Messrs. Latina, Richards, Robbins—3.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved.

The following bills were introduced and read for the first and second time by title only and referred to committee as follows:

HB 469—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to the Limitations Upon Taxing Power, By Exempting Lands and Improvements of Westview Maintenance Corporation and Suburban Century Club From Assessment and Taxation," by McGinnes; to Revenue and Taxation.

HB 470—"An Act Appropriating Money to the Department of Elections For New Castle County," by Dineen and Keenan; to Appropriations.

HB 471—"An Act to Amend Chapter 3, Title 14, Delaware Code, Entitled "Education" Relating to Number and Qualifications of School Board Members; Term of Office and Number of School Board Members Elected Each Year; Quorum and Procedures of Meetings," by Dineen, Carmean, Gove, Johnson, McGinnes, Manning, Bartleson; to Education.

HB 472—"An Act to Amend Title 4, Delaware Code Entitled "Alcoholic Liquors" Relating to Sale at Bar or Counter," by Shockley; to Temperance.

SB 306—"An Act Making An Appropriation to the State Revenue Collector for the Biennium Ending June 30, 1961," to Appropriation.

SB 312—"An Act to Amend Section 6525, Title 1, Dela-

ware Code, Relating to Appointment of the Director of Corrections," to Judiciary.

A Message from the Secretary of the Senate informed the members of the House that the Senate has passed **HCR 28** and was returning same to House also that **SB 314** had passed and **HB 453** and requested the concurrence of the House.

Mr. Kenney, Passed Bills Chairman reported having delivered to the Governor's Office the following: **HB 372, 412, 283, 461, 20; HS 1 for HB 347; HCR 25, 26, 27; HR 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114.**

Mr. English presented **HR 117**—"Expressing the Best Wishes of the House of Representatives of the 120th General Assembly to Irving H. Brinton on His Birthday."

WHEREAS, the Members of the House of Representatives of the 120th General Assembly have learned that January 5, is the birthday of Irving H. Brinton, and

WHEREAS, the Members of the House of Representatives wish to express their best wishes to Mr. Brinton, NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware, that the best wishes of its members for the continued good health and happiness of Mr. Brinton for many more years are hereby extended to Mr. Brinton.

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House, a copy be delivered to the press and a copy be given to Mr. Brinton," which was read for the first and only time and on motion of Mr. English was adopted by a voice vote.

On Mr. King's motion the House adjourned at 5:20 P.M. until January 6, 1960.

92ND LEGISLATIVE DAY

The House met pursuant to adjournment at 1:50 P.M. on Wednesday, January 6, 1960.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartelson, Best, Betts, Cain, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

Members Absent—Messrs. Cannon, Carmean, Latina, Pawson, Richards, Robbins—6.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal, and that the Journal be approved. Motion carried.

Correspondence read and filed.

SB 314—"An Act to Amend An Act entitled An Act Making Appropriations for the Expenses of the State Government for the Fiscal Year Ending June 30, 1960 Being Chapter 57, Volume 52, Laws of Delaware, in Respect to Appropriations to Millsboro School No. 23", was read for the first and second time by title only and assigned to Appropriations Committee.

House recessed at 2:15 P.M. to meet in joint Session with the Senate in accordance with **SCR 34**.

House moved to Senate at 2:30 P.M.

Lieutenant Governor Buckson invited the Speaker of the House and the President Pro-Tem to a seat on the Rostrum.

Mr. Reilly moved that the President of the Senate preside. Motion prevailed.

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

Mr. Reilly moved that a committee of four members be appointed to notify the Governor that the Joint Session is organized and ready to receive any message that he may care and to escort the Governor to the Senate Chamber. Motion prevailed.

The Chair appointed Senators Tull and Simpson and Representatives Paskey and Bartleson.

The Committee delivered his Excellency, the Honorable J. Caleb Boggs, Governor of the State of Delaware. The Governor was escorted to the rostrum where he delivered the following message.

Mr. President

Mr. Speaker

Members of the 120th General Assembly of the State of Delaware.

It is once again my privilege to meet with you in joint session and place before you a problem of action which is required by the General Assembly to meet the needs of the people of this state.

Although this is not the opening session of a new General Assembly, it is the start of a new year. Perhaps the experiences we have shared during the past 12 months will help us find the solutions to our pressing problems during the days ahead. It is my hope that you will move rapidly to meet these problems.

This will be my last year as Governor of the State of Delaware, and I am going to do everything I can to see that meet the great challenges and opportunities which we all face the state government is improved, to the point where it can

in this new decade. There is only one test which I will apply to every recommendation that I shall make to you during this legislative session: what is best for all of the people of this state.

To really understand the problems that Delaware faces, it is necessary to look at the growth that is taking place in the state today. Delaware is the fifth fastest growing state in the nation. Officials who will conduct the national census this year believe that this state's population has grown to about 480,000 people, an increase of 181,000 since 1947. To meet this growth, we must have better education facilities at the elementary, secondary and college level, greater economic development and job opportunities, better public health programs, greater assistance for our older citizens, stronger natural resources programs, and an overall improvement in other state services which the people want from the government.

The only way in which these demands can be met adequately and on a long-range basis is to provide a government organization that can do the job. This is the first of four broad legislative recommendations which must have your attention and action during this session.

When I appeared before you just a year ago today, I said to you that the business at this session is as urgent as any that has ever confronted a General Assembly in Delaware. I said, at that time, that we are trying to meet the needs of a growing state with an antiquated governmental system and that we are in the midst of a serious financial crisis. I added that these problems must be solved without delay.

I made several preliminary recommendations for meeting this problem, and since that message last January, I have developed a broad program for reforming and reorganizing the entire state government. Legislative action by the General Assembly is required to enact these governmental reforms which will equip the State to move ahead in the new decade, to provide the services which our rapidly-growing population will need in increasing measure, to improve efficiency, and to strengthen the responsibility to the people.. This will enable the State to give our taxpayers more for their tax dollars in the future. Most of all, these reforms will give the taxpayers greater protection and provide the sound financial basis on which our state can flourish.

I am convinced that we must tackle this reform in earnest before an attempt is made to solve the revenue problem. We must have reforms before taxes to give the taxpayer a fair break, and I want to repeat that I am absolutely against placing any new taxes on our citizens until the General As-

sembly acts on the reform program to modernize the government.

I am pleased at the recent reaction to this reform program which has been publicly expressed by the leaders and other members of the General Assembly. This is right in line with the strong expressions of public support for the program which I have found as I have travelled about the State.

On Monday, I received a letter from the President Pro Tem and the Speaker of the House which outlined a plan of legislative action on this reform program, and I would like to reply to the General Assembly as a whole on this letter. I have always been in favor of extensive public hearings on each of these reorganization proposals. I would like to suggest that the hearings begin with the new Department of Finance bill which I will submit to you in the next few days. This is not only the keystone of the reform program, but is absolutely essential to cleaning up the financial situation in the state. This bill will essentially follow the substance of Senate Bill 5.

On the question of timing, it has been requested that the complete program be introduced within the first three weeks for the month. This request will be met. I would also like to suggest that the General Assembly set a target date before the end of February to complete action on the reform program.

In addition, a presentation on the savings to be realized through this organization will be ready when the hearings get underway and testimony is provided on the bills. However, I want to emphasize that immediate savings are only one of the important benefits the taxpayers will receive from this reorganization. There are many other sound reasons for reforms, and this letter may misconstrue the situation by saying that my reorganization is primarily based on the economy to be gained in governmental operations.

Without getting into any detail of the individual reform bills at this time, I do want to emphasize all the benefits this reorganization will provide for the people.

1. It will provide government that is truly responsible to the people.
2. It will reduce the size of our government so that it can be administered effectively.
3. It will give taxpayers better services for their tax dollars through greater efficiency.
4. It will provide substantial economy in operating the government, especially through centralizing purchasing and other service functions for our state activities.
5. It will make possible much better control of our financial responsibilities to the taxpayers and help head off

financial crises in the future.

6. It will create a true executive branch of the government and enable the Governor to fulfill the Constitutional provision which assigns to him "supreme executive authority".

7. It will enable the Governor to carry out fully the laws enacted by the General Assembly.

8. It will establish a civil service and compensation program to attract high-caliber personnel to government service and to prevent massive changes in the governmental agencies every time political control is altered.

I hope that these bills will be approached on a bi-partisan basis, and I pledge to you that I will do everything I can to foster bipartisanship in this and other legislative matters facing the State.

The second broad legislative recommendation which needs your action is the budget for Fiscal Year 1961. My budget recommendations for this biennium have been before the General Assembly since last January. My recommendations for supplemental appropriations are also before the General Assembly. I suggest that the Joint Finance Committee turn its attention to those recommendations immediately and work out its budget bill for the next fiscal year.

It seems to me that work on the budget can and should proceed while the reform program is being considered so that there will be no delay in providing funds for our state services. Also, I think that it is absolutely necessary that the procedure adopted last year be followed again this year to act on the budget bill before any supplemental appropriations, except deficiency and emergency supplementals, are passed.

The third area of legislative action is on the matter of new revenue which is required to meet the needs of the state. It is my sincere hope that the General Assembly will direct the Joint Revenue Committee to resume its deliberations and complete the task which you assigned to it last year. I would like to quote from your resolution which said the Joint Revenue Committee "is hereby empowered and directed to make a careful study and consideration of various new sources of revenue for meeting the financial needs of the state of Delaware, and to submit its report with recommendations to the current General Assembly".

The recent staff report of the Joint Revenue Committee specified the magnitude of the revenue problem facing our taxpayers this next year and in the years ahead. It seems to me that not only is this the most recent study of the problem, but also considering the outside staff experts who prepared it, there can be no question as to its objectivity. How-

ever, this is only one half of the job given to the Joint Revenue Committee. The second part of its mission is to draft truly bi-partisan, sound, and objective recommendations for the revenue needs of the State.

I was pleased to note in the letter from your legislative leaders a pledge of legislative cooperation. In view of this, the best place to demonstrate bi-partisanship on the revenue problem is in the bi-partisan Joint Revenue Committee. This is why the Committee was established, and it is therefore my hope that you will immediately put the committee back in business.

The fourth broad area requiring legislative action concerns several important bills on constitutional reforms, consumer protection, and public safety.

Specifically, I refer to the following measures:

House Bill 22, authorizing a referendum in 1960 on the question of holding a Constitutional Convention. This is an extremely important bill since it will give the voters a chance to decide the question of modernizing our 63-year-old constitution during the election this year. Failure to act on this measure will delay the referendum until 1962. House Bill 22 has been in a House committee since last January.

House Bill 4, providing Home Rule for our towns and municipalities. This self-government bill, which would also reduce the legislative burden of the General Assembly, has also been in a House committee for a year.

House Bill 164, providing for reapportionment of representation in the General Assembly. This measure has been in a House committee since March.

Seante Bill 26, providing a new weights and measures law for the protection of housewives, other consumers, business and agriculture. This measure was approved by the Senate but is still awaiting House action.

House Bills 77 and 100, providing zoning authority for Kent and Sussex Counties to cope with the problems resulting from, and to encourage the development of industrial growth. These measures also offer protection to owners of existing properties.

The package of anti-crime bills proposed by the Attorney General. Many of these measures have been approved by the Senate but are still awaiting House action. Others are still in Senate committee. The Attorney General has made a strong case for these bills to strengthen laws enforcement in Delaware and the widespread public support for these measures is a matter of record.

Each one of these bills, from a Constitutional Convention to the anti-crime measures, has direct benefits for the people of this state.

It is obvious to everyone that we have a job to do in Dover this year. The people know what that job is, and they expect it to be done. If we all pull together, working to strengthen our government, we can provide a government which in turn can provide the services demanded by the citizens of this state.

Let a new day for Delaware begin right now in this new year.

Mr. Reilly moved that the Secretary of the Senate and the Chief Clerk of the House compare their respective Journals. Motion prevailed.

Mr. Reilly moved that the two Houses separate to reconvene in their respective chambers. Motion prevailed.

The House reconvened at 3:30 P.M.

The chair announced that he was about to sign **SB 274** and **SB 275**.

Mrs. Manning moved that **HB 438**—"An Act Making A Supplementary Appropriation to the State Board of Accountancy for the Fiscal Year Ending June 30, 1960," be read for the third and final time and be considered for passing the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Clifton, Davidson, English, Eskridge, Fifer, Graves, Johnson, Kenney, King, Kleinbach, Long, (Mrs.) Manning, Opdyke, Paskey, Pryor, Quigley, Walls, Wright, Mr. Speaker Tribbitt—23.

ABSENT—Messrs. Cannon, Carmean, Dineen, Gove, Keenan, Latina, Livingston, McGinnes, Pawson, Richards, Robbins, Shockley—12.

HB 438 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. King on suspended rules reported **SB 314**, for the Appropriations Committee, favorable 4.

Mr. King moved that all rules be suspended in order that **SB 314** be read for the third and final time and be considered in order to pass the House. Motion prevailed.

SB 314—"An Act to Amend An Act Entitled An Act Making Appropriations for the Expenses of the State Government for the Fiscal Year Ending June 30, 1960 Being Chapter 57, Volume 52, Laws of Delaware, in Respect to Appropriations to Millsboro School No. 23," was read for the third and final time on Mr. King's motion.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Betts, Cain, Clifton, Dineen, English, Eskridge, Graves, Johnson, Kenney, King, Kleinbach, Livings-

ton, Long, McGinnes, Opdyke, Paskey, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—22.

NAYS—0.

NOT VOTING—Messrs. Bartleson, Keenan, (Mrs.) Manning—3.

ABSENT—Messrs. Best, Cannon, Carmean, Davidson, Fifer, Gove, Latina, Pawson, Richards, Robbins—10.

SB 314 having received its constitutional majority passed the House and was ordered to the Senate.

HR 118—Expressing the Smmpathy of the House of Representatives of the Illness of Representative Charles F. Richards."

WHEREAS, the members of the 120th General Assembly of the State of Delaware have learned that Representative Charles F. Richards is ill, and

WHEREAS, the members of the House of Representatives desire to express and extend their regret and sympathy to Representative Charles F. Richards, NOW THEREFORE

BE IT RESOLVED, that the members of the House of Representatives of the 120th General Assembly of the State of Delaware do hereby express their sincere wishes for a complete and speedy recovery, and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the Journal of the House of Representatives of the 120th General Assembly of the State of Delaware and a copy be forwarded to Representative Charles F. Richards," was introduced by Mrs. Manning, was read for the first and only time and on further motion by Mrs. Manning was adopted by a voice vote.

The following bills were introduced, read for the first and second time by title only and referred to committee as follows:

HB 473—"An Act to Amend Title 10, Section 2722 Delaware Code Relating to the Jurisdiction of Constable Outside the County," by Opdyke; to Judiciary.

HB 474—"An Act Making An Emergency Deficiency Supplementary Appropriation to the Industrial Accident Board for Court Reporting Fees For the Fiscal Year Ending June 30, 1960," by Bartleson, King; to Appropriations.

On behalf of Agriculture Committee Mr. Long reported **SB 26**, favorable 4.

On behalf of Corporations Municipal Mr. Shockley reported **HB 468**, favorable 4, merits 1.

A message from the Senate informed the House that the Senate had passed **SCR 35**, and requested the concurrence of the House.

SCR 35—"Providing for Adjournment of the Senate and House Until Monday, January 18, 1960", was read for the first and second time by title only and on motion by Mr. King and seconded by Mr. Eskridge was read for the third and final time and passed on a voice vote.

House adjourned at 4:45 P.M. in accordance with **SCR 35**.

93RD LEGISLATIVE DAY

The House met pursuant to adjournment on Monday, January 18, 1960 at 3:10 P.M.

Prayer by the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Members Absent—Mr. Richardson—1.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

A message from the Senate informed the House that the Senate had passed **HB 410**.

Mr. Betts reported **HB 459**, 5 favorable.

Mr. Cannon reported **HB 469**, 4 favorable.

The following bills were introduced, read for the first and second time by title only and referred to committee as follows:

HB 475—"An Act to Amend Chapter 154, Volume 52, Laws of Delaware, Relating to Boat Registration and Safety, and Appropriating Funds Thereof," by Walls and Best; to Appropriations.

HB 476—"An Act Making A Supplementary Appropriation to the State Board of Examiners and Registration of Architects for the Fiscal Year Ending June 30, 1960," by Kleinbach; to Appropriations.

HB 477—"An Act Establishing A Department of Economic Development, Defining Its Organization, Powers and Duties," by Kleinbach, Best, Keenan; to Revised Statutes.

HB 478—"An Act Establishing a Department of Health and Welfare, Defining Its Organization, Powers and Duties," by Manning, Kleinbach, Pawson, Fifer; to Revised Statutes.

HB 479—"An Act Establishing a Department of Labor, Defining Its Organization, Powers and Duties," by Keenan; to Labor.

HB 480—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to Limitations Upon Taxing Power, by Exempting Lands and Improvements of the Klair Estates Civic Association, Inc. From Assessment and Taxation," by Manning, Quigley; to Revenue and Taxation.

Mr. Carmean moved that **HB 331** which had been vetoed by the Governor on August 28, 1959 be brought up for consideration in order to over-ride the Veto.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

NAYS—Mr. Bartleson—1.

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

HB 331 having received the majority needed to over-ride the veto was returned to the Senate for concurrence.

Mr. Graves moved that **HS 1** for **HB 99**, vetoed by the Governor on August 28, 1959, be brought up for consideration in order to over-ride the Veto.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

NAYS—Mr. Bartleson—1.

ABSENT—Messrs. Dineen, Latina, Richards—3.

HS 1 for **HB 99** having received the majority needed to over-ride passed the House and was ordered to the Senate for concurrence.

Mr. Shockley moved that **HB 106**, vetoed by the Governor on August 28, 1959 be brought up for consideration in order to over-ride the Veto.

On the question, "Shall this Bill pass the House?" Mr. Shockley moved that roll call be tabled. Motion prevailed.

On motion of Mr. Shockley **HB 388** was stricken.

On motion of Mr. Kleinbach **HB 295** was stricken.

The Chair announced that he was about to sign **HB 453**, **HB 410**, **HR 117**, **HR 118**, **HCR 28**, **SB 314** and **SCR 34**.

Mr. English presented **HR 119**—"In Reference to Elec-

tion of Officers."

WHEREAS, Alvin Adams was previously elected to the office of House Messenger but has resigned effective January 18, 1960, NOW, THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that Alvin Adams, is hereby removed and discharged from the office of House Messenger effective January 18, 1960, and

BE IT FURTHER RESOLVED THAT Roland Russell is hereby elected to serve as House Messenger effective January 18, 1960 to serve during the pleasure of the House of Representatives," which was read for the first and only time and was adopted by a voice vote.

The House adjourned at 4:05 P. M. until Tuesday, January 19, 1960 at 1 P. M.

94TH LEGISLATIVE DAY

The House met pursuant to adjournment on Tuesday, January 19, 1960 at 2:00 P. M.

Prayer by the Chaplain the Rev. W. W. Hamilton .

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, (Mrs.) Manning, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—30.

Members Absent—Messrs. Carmean, Dineen, Long, McGinnes, Richards—5.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and the Journal be approved. Motion carried.

Mr. King on behalf of Appropriations Committee reported **SB 162** with **SA 1, 3** favorable, 2 merits.

The Chair announced that he was about to sign **HR 119**.

A motion was made and carried that Representative Keenan would sponsor all bills of the late Representative Lawson.

The following bills were introduced, read for the first and second time by title only and referred to committee as follows:

HB 481—"An Act Making an Emergency Deficiency Appropriation to the State Treasurer's Office for the Fiscal Year Ending June 30, 1960," by King; to Appropriations.

HB 482—"An Act to Amend Title 10, Delaware Code, Relating to Fees and Costs," by King; to Judiciary.

HB 483—"An Act Amending Sections 8732 and 8778, Title 9, Delaware Code Relating to Fees of the Prothonotary," by King; to Revised Statutes.

HB 484—"An Act to Amend Section 1308 (a) Title 17, Delaware Code, Entitled 'Compensation and Expenses of Freeholders and Employees,'" by King; to Public Buildings and Highways.

HB 485—"An Act to Amend Section 3103, Title 6, Delaware Code, Entitled 'Partnership and Association Docket; Duty of Prothonotaries; Fee For Filing Certificate,'" by King; to Manufacturing and Commerce.

House adjourned at 2:25 P. M. until Wednesday, January 20th, 1960 at 1:00 P. M.

95TH LEGISLATIVE DAY

The House met pursuant to adjournment at 3:30 P. M. on Wednesday, January 20th, 1960.

Prayer by the Chaplain, Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

Members Absent—Mr. Cannon and Mr. Richards—2.

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

On motion of Mr. McGinnes, **HB 469**—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to the Limitations Upon Taxing Power, by Exempting Lands and Improvements of Westview Maintenance Corporation and Suburban Century Club from Assessment and Taxation," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Davidson, Dineen, Eskridge, Fifer, Gove, Graves, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—0.

NOT VOTING—Mr. English—1.

ABSENT—Messrs. Cannon, Johnson, Latina, Pryor, Quigley, Richards—6.

HB 469 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

A Message from the Senate informed the House that **SB 308** and **SB 55** had been passed by the Senate and the concurrence of the House was requested.

HR 120—"In Reference to Election of Officers."

WHEREAS, Clara Campese was previously elected as an officer of the House of Representatives, but has resigned effective January 5, 1960, NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that Clara Campese is hereby removed and discharged from the office of an officer of the House of Representatives effective January 5, 1960.

BE IT FURTHER RESOLVED that Samuel Macey is hereby elected to serve as Sgt.-At-Arms effective January 20, 1960 to serve during the pleasure of the House of Representatives," was presented by Mr. Gove, read for the first and only time and on motion of Mr. Gove was adopted by a voice vote.

HR 121—"In Reference to Election of Officers."

WHEREAS Leland Watson was previously elected to the office of Assistant Multilith Operator but has resigned effective January 19, 1960, NOW, THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that Leland Watson is hereby removed and discharged from the office of Assistant Multilith Operator effective January 19, 1960 and

BE IT FURTHER RESOLVED that Wesley Lynch is hereby elected to serve as Assistant Operator effective January 20, 1960 to serve during the pleasure of the House of Representatives," was presented by Mr. Gove, was read for the first and only time by title only and on further motion of Mr. Gove was adopted by a voice vote.

The following bills were introduced, read for the first and second time by title only and referred to committees as follows:

HB 486—"An Act Establishing A Department of Agriculture, Defining Its Organization, Powers and Duties," by Fifer, Best, Johnson, Kleinbach; to Revised Statutes.

HB 487—"An Act Appropriating Money to Delmar School District No. 163," by Kenney; to Appropriations.

HB 488—"An Act To Amend Title 14, Delaware Code, Entitled 'Education' By Providing For Assessment and School Taxes on House Trailer Lots," by McGinnes; to Education.

House adjourned at 4:45 P. M. until January 21, 1961 at 1:00 P. M.

96TH LEGISLATIVE DAY

The House met pursuant to adjournment at 3:00 P. M. on Thursday, January 21, 1960.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

Members Absent—Messrs. Cannon, Davidson, Richards, Robbins—4.

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

Mr. Shockley moved that **HB 282** as amended with **SA 1** be brought before the House and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Betts, Cain, Carmean, Clifton, Dineen, English, Eskridge, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—27.

NAYS—0.

NOT VOTING—Messrs. Bartleson, Best, Fifer, Mrs. Manning—4.

ABSENT—Messrs. Cannon, Davidson, Richards, Robbins—4.

HB 282 with **SA1** having received its constitutional majority passed the House and was ordered sent to the Governor for approval.

Mr. King presented **HCR 29**—"Fixing The Time For Temporary Adjournment By the House of Representatives and the Senate of the 120th General Assembly of the State of Delaware," which was read for the first and second time by title only. On motion by Mr. Eskridge rules were suspended in order that **HCR 29** be read for the third and final time in order to pass the House. Mr. Eskridge further moved that rules be suspended and **HCR 29** was adopted by a voice vote and ordered to the Senate for concurrence.

HR 122—"Authorizing the Payment of Certain Expenses for the Printing of Rule Books for the House of Representatives of the 120th General Assembly."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of Two Hundred Ninety Eight Dollars (\$298.00) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay The Sussex Countian, Georgetown, Delaware for the printing of Rule Books for the House of Representatives of the 120th General Assembly," was presented by Mr. Quigley, read for the first and only time and on further motion by Mr. Quigley was adopted by a voice vote.

HR 123—"Authorizing the Payment of Certain Expenses for the Printing of Backers for House Resolutions and House Bills for the House of Representatives of the 120th General Assembly."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of Sixty Dollars (\$60.00) is hereby appropriated out House Gally ONE HUNDRED SEVENTY-FOUR 174 JW.. of any money in the State Treasury, not other wise appro- of any money in the State Treasury, not otherwise appro- ware for the printing of Backers for House Resolutions and House Bills for the House of Representatives of the 120th General Assembly," was presented by Mr. Quigley, read for the first and only time and on further motion of Mr. Quigley was adopted by a voice vote.

HR 124—"Relative to the Death of Oscar B. Robbins Father of Representative George A. Robbins."

WHEREAS, the House of Representatives of the 120th General Assembly of the State of Delaware has learned with deep regret of the recent death of Oscar B. Robbins, father of Representative George A. Robbins of Kent County, and

WHEREAS, the members of the House desire to express in this public manner their own feelings and the sense of loss which is felt by Representative George A. Robbins and his colleagues in the House of Representatives ,NOW THERE-FORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the members thereof extend their sincere sympathy and deep condolence to Representative George A. Robbins at the death of his father, Oscar B. Robbins, and

BE IT FURTHER RESOLVED that this expression of sympathy be conveyed to the family of Oscar B. Robbins and a copy of this resolution be forwarded to the members of his immediate family, and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the Journal of the House of Representatives of the 120th General Assembly of the State of

Delaware," was presented by Mr. Betts, read for the first and only time and on further motion by Mr. Betts was adopted by a voice vote.

HR 125—"Appropriating Money out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 120th General Assembly."

BE IT RESOLVED, by the House of Representatives of the 120th General Assembly of the State of Delaware, that the following amounts are appropriated out of any money in the General Fund of the State Treasury for the payment of certain expenses connected with the present session of the 120th General Assembly of the State of Delaware, up to and including January 21, 1960, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes in the performance of their duties as members of the House of Representatives, during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

| | |
|-----------------------------|----------|
| Paul F. Livingston | \$ 90.00 |
| Russell D. F. Dineen | 90.00 |
| Ralph Keenan | 90.00 |
| Paul E. Shockley | 130.00 |
| Joseph F. Latina | 90.00 |
| T. Lees Bartleson | 135.20 |
| F. Earl McGinnes | 84.60 |
| Mrs. Margaret Manning | 86.40 |
| Charles S. Kleinbach | 77.40 |
| James R. Quigley | 81.00 |
| Robert E. Pawson | 79.20 |
| R. C. Davidson | 55.00 |
| Sherman W. Tribbitt | 45.00 |
| Chester Gove, Jr. | 45.00 |
| Charles R. Pryor | 27.00 |
| Charles C. King | 23.40 |
| Edward Long, Jr. | 9.00 |
| Edward F. Wright | 27.00 |
| William W. Opdyke | 9.00 |
| Charles F. Richards | 5.40 |
| Elmer L. Betts | 31.50 |
| Harvey P. Fifer | 18.00 |
| William J. Paskey | 25.20 |
| George W. Cain | 46.80 |
| George A. Robbins | 34.20 |

| | |
|---------------------------|---------|
| Carlton Clifton | 50.40 |
| Edgar English | 70.20 |
| Norman Eskridge | 91.00 |
| R. Allen Cannon | 77.40 |
| Paul H. Kenney | 102.60 |
| James W. Carmean | 95.40 |
| Tilghman S. Johnson | 100.80 |
| Joseph S. Walls | 82.80 |
| William F. Graves | 81.00 |
| William T. Best | 86.40," |

was presented by Mr. Walls, read for the first and only time and on further motion of Mr. Walls was adopted by a voice vote.

HR 126—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 120th General Assembly."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 120TH GENERAL ASSEMBLY that the State Treasurer be and she is hereby authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees up to and including January 21, 1960."

| | |
|--------------------------------|----------|
| William G. Bush, 3rd | \$262.50 |
| Maurice A. Hartnett, 3rd | 262.50 |
| Joseph Kwiatkowski | 525.00 |
| Kathryn R. Crompton | 231.00 |
| Frank X. Shoemaker | 175.00 |
| Rev. Walter W. Hamilton | 140.00 |
| Alice C. Woodward | 175.00 |
| Samuel Messick | 175.00 |
| Frank E. Devine | 192.50 |
| Virgil Bork | 175.00 |
| William P. Turner | 140.00 |
| Rosemary Tull | 140.00 |
| Olin Virdin, Sr. | 140.00 |
| David Ray | 140.00 |
| Ira Messick | 140.00 |
| Alvin Adams | 140.00 |
| Lloyd Minner | 140.00 |
| Frank Ingram | 140.00 |
| Ernest S. Mattiford | 140.00 |
| Roland West | 140.00 |
| C. C. Hopkins | 140.00 |
| Rebecca Layfield | 140.00 |
| Matthew Warrington | 140.00 |
| Norman Younger | 140.00 |
| Ruth Ross | 140.00 |

| | |
|---------------------------|--------|
| George Nicholson | 140.00 |
| Marshall Hastings | 140.00 |
| Lillian Weston | 140.00 |
| Claude W. Jordan | 140.00 |
| Beatrice V. Hubbard | 192.50 |
| Lois F. Morgan | 175.00 |
| Margaret Cathell | 175.00 |
| Clara Campese | 27.50 |
| Mildred A. Keeler | 140.00 |
| Joseph Kelleher | 175.00 |
| Clifford M. Simpler | 175.00 |
| Herman Halloway | 140.00 |
| Thomas Gray | 105.00 |
| Leland Watson | 100.00 |
| Helen N. Jones | 162.50 |
| Clifford E. Hall | 472.50 |
| Sara Emily Masten | 175.00 |
| Martha Dixon | 140.00 |
| George Fisher | 140.00 |
| Frank Breeding | 140.00 |
| Grover Dill | 140.00 |
| Irving H. Brinton | 192.50 |
| Virginia Maziarz | 140.00 |
| John J. Smith | 140.00 |
| Allen Moffitt | 140.00 |
| Pauline Holmes | 140.00 |
| John E. Loder | 140.00 |
| Samuel Macey | 40.00 |
| Wesley Lynch | 40.00 |

was introduced by Mr. Walls, and on further motion by Mr. Walls was adopted by a voice vote.

The following bills were introduced, read for the first and second time by title only and referred to Committee as follows:

HB 489—"An Act to Amend Section 168 Of the Chapter 207, Volume 17, Laws of Delaware Relating to Disposition of Fines Imposed In the Municipal Court of the City of Wilmington By Providing That All Fines Payable and Paid in Cases Prosecuted in the Municipal Court Shall Be Payable and Paid To the Mayor and Council of Wilmington," by Shockley; to Corporations Municipal.

HB 490—"An Act Making An Appropriation To the State Board of Vocational Education For the Training Of Volunteer Fireman," by Paskey, Betts, Fifer, Quigley, Graves; to Appropriations.

HB 491—"An Act Relating to Coleman DuPont Road, Inc., The Transfer of Shares of Stock Thereof to the State of Delaware and the Disposition Thereof," by Johnson, Walls, Clifton, English, Graves, Best, Eskridge; to Miscellaneous.

HB 492—"An Act Appropriating Money to Delmar School District No. 163," by Kenney; to Appropriations.

On motion of Mr. Kenney **HB 487** was stricken.

Mr. Shockley on behalf of Judiciary Committee reported **HB 473**, 4 favorable.

Mr. Dineen moved that **SB 119**, be considered further and brought up in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Dineen, Fifer, Johnson, Keenan, Kleinbach, Livingston, McGinnes, Pawson, Pryor—9.

NAYS—Messrs. Bartleson, Best, Clifton, English, Graves, Kenney, Long, (Mrs.) Manning, Opdyke, Paskey, Quigley, Shockley, Walls—13.

NOT VOTING—Messrs. Betts, Cain, Carmean, Eskridge, Gove, King, Latina, Wright, Mr. Speaker Tribbitt—9.

ABSENT—Messrs. Cannon, Davidson, Richards, Robbins—4.

SB 119 not having received its constitutional majority was lost in the House.

Mr. Bartleson, Mr. Best and Mrs. Manning changed their votes from Yea to Nay in order that **SB 119** might be restored.

On Mr. Bartleson's motion **SB 119** was restored to the calendar.

Mr. Betts moved that **SB 59**—"An Act to Amend Section 1933, Title 14, Delaware Code Relating to the Collection of a Tax on House Trailers," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

NAYS—Mr. Long—1.

ABSENT—Messrs. Cannon, Davidson, Latina, Richards, Robbins—5.

SB 59 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Eskridge moved that all rules be suspended in order that a Committee Report be made on **HB 491**. Motion carried.

Mr. Eskridge on behalf of Miscellaneous Committee reported **HB 491**, 5 favorable.

Mr. Johnson moved that rules be suspended in order that **HB 491** be read for the third and final time and be considered in order to pass the House. Motion prevailed.

Mr. Johnson moved that **HB 491**—"An Act Relating to the Coleman DuPont Road, Inc., the Transfer of Shares of Stock Thereof to the State of Delaware and the Disposition Thereof," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Betts, Cain, Carmean, Clifton, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

NAYS—0.

ABSENT—Messrs. Bartleson, Cannon, Davidson, Dineen, Richards, Robbins—6.

HB 491 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Betts moved that **SB 197**—"An Act to Amend Chapter 84, Title 9, Delaware Code, Relating to Destruction of Cancelled Bonds and Coupons by the Receiver of Taxes and County Treasurer for New Castle County," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

NAYS—0.

ABSENT—Messrs. Cannon, Davidson, Dineen, Keenan, Richards, Robbins—6.

SB 197 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. McGinnes moved that **HB 390**—"An Act to Amend Title 19, Delaware Code, Entitled 'Labor' By Extending Applicability of Regulations Covering Hours of Employment of Females," be read for the third and final time and be considered in order to pass the House.

On motion of Mr. Bartleson **HB 390** was deferred until next Legislative Day.

Mr. Betts on behalf of Revised Statutes Committee reported **SB 193**, 3 favorable, 1 merits.

The Chair announced that he was about to sign **HR's 120, 121, 122, 123 and 124.**

A Message from the Senate informed the House that the Senate had passed **SB 321** and **SB 290** and was requesting the concurrence of the House.

HJR 10—"Expressing Appreciation to Frank V. DuPont For His Generous Gift to the State of Delaware," was introduced by Johnson, Best, Kenney, Walls, Clifton, Graves, English, Eskridge, read for first and second time by title only and on further motion of Mr. Johnson under suspended rules was adopted by a voice vote and was ordered to the Senate for concurrence.

The following bills were read for the first and second time by title only and referred to committee as follows:

SB 55—"An Act to Amend Title 31, Delaware Code, Entitled 'Welfare' by Revising the Definition of Aid to Dependent Children to Conform with Federal Legislation," to Revised Statutes.

SB 208—"An Act Amending Title 31, Delaware Code, Entitled 'Department of Public Welfare' and Relating to the Composition of the Board of Welfare," to Appropriations.

SB 321—"An Act to Amend Section 5521 (b) Title 28, Delaware Code, Entitled 'Employees' Pension Plan' and Providing an Exception to Mandatory Retirement," to Miscellaneous.

SB 290—"An Act to Amend Section 791, Title 7, Delaware Code, Relating to Raccoon and Opossum," to Fish, Oyster and Game.

Mr. Eskridge moved that all rules be suspended in accordance with Rule 9, until House reconvenes on 97th Legislative Day. Motion carried.

97TH LEGISLATIVE DAY

The House met pursuant to adjournment at 2:30 P.M. on Friday, February 5, 1960.

Prayer by the Chaplain, the Rev. W. W. Hamilton.

Members Present—Messrs: Bartleson, Best, Cain, Cannon, Clifton, Davidson, Dineen, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

Members Absent—Messrs. Betts, Carmean, English, Pawson—4.

The Clerk proceeded to read the Journal of the Previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved.

Motion carried.

Mr. Cannon on behalf of Revenue and Taxation Committee reported **HB 465**, favorable 3; **HB 466**, favorable 3.

Mr. Shockley on behalf of Corporations Municipal reported **HB 489**, favorable 2, merits 1; **SB 292**, favorable 2, merits 1.

Mr. King on behalf of Appropriations reported **HB 492**, merits 4.

Mr. Eskridge on behalf of Miscellaneous Committee reported **SB 101**, merits 5.

Mr. Gove on behalf of Fish, Oysters and Game, reported **SB 290**, favorable 4.

Mr. King introduced **HCR 30**—"Relating to Proposed Committee Hearings of the General Assembly of the State of Delaware, Concerning Legislation Proposed by the Honorable J. Caleb Boggs, Governor of the State of Delaware Relating to Proposed Reorganization of the Commission and Agency Form of Government in the State of Delaware," which was read for the first and second time by title only. Mr. King moved that rules be suspended for the purpose of reading **HCR 30** for the third and final time in order to pass the House. Motion prevailed.

On further motion by Mr. King **HCR 30** was read for the third and final time and adopted by a voice vote.

HCR 30, having passed the House by voice vote was ordered to the Senate for concurrence.

HR 127—"Expressing the Sympathy of the House of Representatives of the Illness of Representative Elmer L. Betts

WHEREAS, the members of the 120th General Assembly of the State of Delaware have learned that Representative Elmer L. Betts of the House of Representatives of the State of Delaware is ill, and

WHEREAS, the members of the House of Representatives desire to express and extend their regret and sympathy to Representative Elmer L. Betts, NOW THEREFORE

BE IT RESOLVED, that the members of the House of Representatives of the 120th General Assembly of the State of Delaware do hereby express their sincere wishes for a complete and speedy recovery, and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the Journal of the House of Representatives of the 120th General Assembly of the State of Delaware and a copy be forwarded to Representative Elmer L. Betts", was presented by Mr. Cain, was read for the first and only time and on further motion by Mr. Cain, was adopted by a voice vote.

HR 128—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 120th General Assembly

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of One Thousand Five Hundred Eighty One Dollars (\$1581.00) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Harrington Journal, Harrington, Delaware for the printing of Calendars for the House of Representatives of the 120th General Assembly", was presented by Mr. Quigley, read for the first and only time and on further motion of Mr. Quigley was adopted by a voice vote.

HR 130—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 120th General Assembly.

BE IT RESOLVED by the House of Representatives of the 120th General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees up to and including January 21, 1960

Roland Russell \$80.00

presented by Mr. Walls, read for the first and only time and on further motion by Mr. Walls was adopted by a voice vote.

Mr. King presented **HCR 31**—"Fixing The Time For Temporary Adjournment By the House of Representatives and the Senate of the 120th General Assembly of the State of Delaware," which was read for the first and second time by title only and on motion made by Mr. King and carried rules were suspended in order that **HCR 31** be read for the third and final time in order to pass the House.

On further motion by Mr. King **HCR 31** was adopted by a voice vote and having received the majority needed to pass the House was ordered to the Senate for concurrence.

A Message from the Senate informed the House that the Senate had passed **SCR 37**, and requested the concurrence of the House. The Senate informed the House that the Senate had passed **HB 491**, **HCR 29** and **HJR 10**; and had passed over the Governor's Veto **HB 89** and **HB 369**.

A Message from the Governor's Office informed the House that the Governor approved **HB 453** and **SB 314** on January 19, 1960. **HB 410** became law on January 29, 1960 without the Governor's signature.

The Chair announced that he was about to sign **HB 282**, as amended and **HR 125** and **HR 126**.

The following bills were introduced, read for the first and second time by title only and referred to committee as follows:

HB 493—"An Act to Amend Title 11, Delaware Code Relating to the Appointment of A Director For the State Board of Corrections," by Shockley; to Judiciary.

HB 494—"An Act Relating to the Payment of Taxes Based Upon Gross Receipts By Certain Business Establishments Doing Business on Sunday," by Kleinbach; to Revenue and Taxation.

HB 495—"An Act to Amend An Act Entitled 'An Act To Incorporate the Town of Ocean View in Sussex County, Delaware', Being Chapter 649, Volume 18, Laws of Delaware, As Amended, Relating to the Composition and Election of the Town Council of Ocean View," by Johnson and Walls; to Corporation Municipal.

HB 496—"An Act to Amend An Act Entitled 'An Act to Incorporate The Town of Ocean View In Sussex County, Delaware', Being Chapter 649, Volume 18, Laws of Delaware, As Amended, Relating to Jurisdiction of Offenses Committed in Said Town," by Johnson and Walls; to Corporations Municipal.

HS 1 for HB 479—"An Act Establishing A Department of Labor, Defining Its Organization, Powers and Duties," by Keenan; to Labor.

Mr. King moved that the House adjourn at 5:15 P.M. in accordance with **HCR 31**. Motion carried.

98TH LEGISLATIVE DAY

The House met pursuant to adjournment on Monday, February 15, 1960, at 1:45 P.M.

Prayer by the Chaplain, the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

Members Absent—Mr. Betts, Mr. Gove—2.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and the Journal be approved. Motion carried.

The Chair announced that he was about to sign **HB 491**, **HJR 10** and **HCR 29**.

The following bills were introduced, read for the first and second time by title only and referred to committee as follows:

HB 497—"An Act Proposing An Amendment to Section 21 of Article 3 of the Constitution of the State of Delaware, Relating, Among Other Matters, to the Office of Attorney General," by Shockley; to Revised Statutes.

HB 498—"An Act Proposing an Amendment to Article 3 of the Constitution of the State of Delaware By Striking Section 18 Relating to Approval or Veto by the Governor of Bills, Orders, Resolutions or Votes Therefrom," by Shockley; to Revised Statutes.

HB 499—"An Act to Amend Chapter 9, Title 10, Delaware Code by Increasing the Salary of the Judges of the Family Court In and For New Castle County," by Shockley, Dineen, Latina, Keenan; to Judiciary.

HB 500—"An Act to Amend Title 18, Delaware Code, Relating to 'Insurance' by Redefining the Term 'Insurance Company'," by McGinnes, Shockley, Latina, Dineen; to Banking and Insurance.

HB 501—"An Act to Appropriate Money to Edwin H. Downes, a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," by Richards; to Appropriations.

HB 502—"An Act to Amend the Charter of the City of Wilmington as Amended Relating to the Election of Council Members," by Keenan, Manning, Pawson; to Corporations Municipal.

Mr. Opdyke moved that **HB 473**—"An Act to Amend Title 10, Section 2722, Delaware Code, Relating to the Jurisdiction of Constable Outside the County," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Graves, Long, Opdyke, Quigley, Robbins, Shockley, Walls—7.

NAYS—Messrs. Best, Cannon, Clifton, Davidson, Dineen, Eskridge, Fifer, Keenan, King, Kleinbach, Latina, Livingston, (Mrs.) Manning, Paskey, Richards—15.

NOT VOTING—Messrs. Carmean, English, Johnson, McGinnes, Wright, Mr. Speaker Tribbitt—6.

ABSENT—Messrs. Bartleson, Betts, Cain, Gove, Kenney, Pawson, Pryor—7.

HB 473 having not received its constitutional majority was declared lost.

HCR 32—"Relating to Designating U. S. Route No. 40 from the Maryland State Line to the Delaware River Memorial Bridge as the General Casimir Pulaski Highway," was introduced by Mr. Latina, read for the first and second time by title only and referred to Revised Statutes.

HCR 33—"Amending House Concurrent Resolution No. 30, Relating to Proposed Committee Hearings of the General Assembly of the State of Delaware Concerning Legislation Proposed by The Honorable J. Caleb Boggs, Governor of the State of Delaware, Relating to Proposed Reorganization of the Commission and Agency Form of Government in the State of Delaware," was introduced by Mr. King was read for the first and second time by title only. On motion of Mr. King all rules were suspended and **HCR 33** was adopted by a voice vote.

A Message from the Senate informed the House that the Senate had passed **SCR 38** and **SCR 39** and requested the concurrence of the House.

SCR 39—"Providing for Adjournment of the Senate and House Until Wednesday, February 24, 1960," was read for the first and second time and adopted by a voice vote under suspended rules.

Mr. Shockley presented **HR 131**:

BE IT RESOLVED by the House of Representatives that the Attorney General of this State be and he is hereby directed to deliver to the Speaker of the House of Representatives not later than thirty days from the adoption of this Resolution, a report setting out:-

1. The name and appropriate criminal reference number of each person charged with any violation of any Statute of this State pertaining to any crime involving gambling in any of its aspects, and which case became and was a part of the files of the Attorney General.
2. The name of the Court or of the Magistrate or Justice of the Peace before whom each said defendant was in the first instance brought, charged and prosecuted.
3. The sentence upon conviction in the lower Court or office of the Magistrate, as adjudged to each said defendant, including the day and date of the sentence.
4. The day of taking the appeal from the Court or Justice of the Peace from the judgment of conviction and in which the sentence was adjudged.
5. The day when the appeal was filed and came to the attention of the Office of the Attorney General.
6. The name or Names of each Deputy Attorney General to which the case was assigned and who handled the case in any respect.

7. The date when the case was disposed of by the Attorney General or action thereon was terminated in the office of the Attorney General, resulting either in the conviction of the defendant or dismissal of the case in any manner, or the entry of a nolle prosequi.

8. The manner of disposition of each such case in the Office of the Attorney General.

9. The name and criminal reference number of each defendant in any gambling case tried in the Court of General Sessions and/or Superior Court by the Office of the Attorney General, and the consequent result of such trial.

10. Where a case against a defendant charged with any violation of any Statute of this State pertaining to any crime involving gambling in any aspect was dismissed without a trial or without remand of the defendant to the Court in which originally convicted or in which a nolle prosequi was entered, give the date when the case was disposed of, the name of the Deputy Attorney General dismissing the case or entering the nolle prosequi and the reason stated for the action taken by the Attorney General's office; and

BE IT FURTHER RESOLVED that the Attorney General examine the files in his office relating to these matters as far back as January 1, 1935; and be it

FURTHER RESOLVED that a duly attested copy of this resolution, signed by the Speaker of the House, with the Seal of the House affixed and attested by the Clerk of the House, be forthwith served upon the Attorney General of the State of Delaware by the Sergeant at Arms, as and for a subpoena duces tecum, and that said Sergeant at Arms make a return of the action taken by him pursuant to this Resolution," which was read for the first and only time and was assigned to Miscellaneous Committee.

Mr. King presented **HR 132**—"Expressing the Best Wishes of The House of Representatives of the 120th General Assembly to Representative James R. Quigley on His Birthday.

WHEREAS, the Members of the House of Representatives of the 120th General Assembly have learned that February 15, is the birthday of Representative James R. Quigley, and

WHEREAS, the Members of the House of Representatives wish to express their best wishes to Representative Quigley, NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware, that the best wishes of its members for the continued good health and happiness of Representative Quigley for many more years are hereby extended to Representative Quigley.

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House, a copy delivered to the press and a copy be given to Representative Quigley," which was read for the first and only time and on motion of Mr. King was adopted by a voice vote.

Mr. Latina presented **HR 133**—"Relating to the Death of Hon. Garrett E. Lyons

WHEREAS, the House of Representatives of the 120th General Assembly of the State of Delaware has learned with deep regret of the passing of the Hon. Garrett E. Lyons, State Chairman of the Democratic Party and the Chairman of the Delaware River Memorial Bridge; and

WHEREAS, Garrett E. Lyons served his State and his Party with zeal, courage and honor during his lifetime; and

WHEREAS, the Members of the House desire to publicly express their sorrow and the loss to the State of Delaware by the death of Garrett E. Lyons, NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the Members hereby publicly express their regret and sorrow upon the death of Hon. Garrett E. Lyons, a prominent and respected servant of the State of Delaware; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the immediate family of Garrett E. Lyons, a copy of this Resolution be spread upon the minutes of the Journal and copies be forwarded to the radio and press," which was read for the first and only time and on motion of Mr. Latina was adopted by a voice vote.

House adjourned at 6:10 P.M. until Tuesday, February 16 at 1:00 P.M.

99TH LEGISLATIVE DAY

The House met pursuant to adjournment at 2:30 P.M. on Tuesday, February 16, 1960.

Prayer by the Chaplain, Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

Members Absent—Messrs. Betts, Cain, Latina, Pawson—4.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal of the previous Session and that the Journal be approved. Motion carried.

The following Committee Reports were received:

Mr. Eskridge, Miscellaneous Committee, **SB 321**, 3 favorable.

HB 493, Mr. Shockley; Judiciary Committee, 3 favorable.

Mr. Cannon, Revenue and Taxation, **HB 480**, 3 favorable.

Mr. Shockley, Corporations Municipal, **HB 495**, 2 favorable, 1 merits; **HB 496**, 2 favorable, 1 merits.

Mr. Eskridge moved that rules be suspended in order that **SB 321** be read for the third and final time and be considered in order to pass the House. Motion carried.

SB 321—"An Act to Amend Section 5521 (b), Title 29, Delaware Code, Entitled 'Employees' Pension Plan' and Providing an Exception to Mandatory Retirement," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Livingston, Long, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—24.

NAYS—None.

NOT VOTING—Mr. Bartleson and Mrs. Manning—2.

ABSENT—Messrs. Betts, Cain, Carmean, Dineen, Kleinbach, Latina, McGinnes, Opdyke, Pawson—9.

SB 321 having received its constitutional majority passed the House and was ordered to the Senate.

Mr. Fifer moved that **HB 465**—"An Act to Authorize the Kent County Levy Court to Make Certain Tax Refunds," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Livingston, Long, (Mrs.) Manning, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—26.

NAYS—None.

ABSENT—Messrs. Betts, Cain, Carmean, Kleinbach, Latina, McGinnes, Opdyke, Pawson—9.

HB 465 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Fifer moved that **HB 466**—"An Act to Authorize the Caesar Rodney Special School District to Make Certain Tax Refunds," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, Livingston, Long, (Mrs.) Manning, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—25.

NAYS—None.

ABSENT—Messrs. Betts, Cain, Carmean, Dineen, King, Kleinbach, Latina, McGinnes, Opdyke, Pawson—10.

HB 466 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Shockley moved that **SB 292**—"An Act to Amend An Act Entitled 'An Act to Incorporate the Town of Slaughter Beach', Being Chapter 167, Volume 37, Laws of Delaware, as Amended, by Extending the Corporate Limits of the Town of Slaughter Beach", be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Livingston, Long, (Mrs.) Manning, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—26.

NAYS—None.

ABSENT—Messrs. Betts, Cain, Carmean, Dineen, Kleinbach, Latina, McGinnes, Opdyke, Pawson—9.

SB 292 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Kenney moved that **HB 492**—"An Act Appropriating Money to Delmar School District No. 163," be read for the third and final time and be considered in order to pass the House.

Mr. Kenney further moved that action be deferred on **HB 492**. Motion carried.

HCR 34—"Fixing the Time for Temporary Adjournment By the House of Representatives and the Senate of the 120th General Assembly of the State of Delaware," was presented by Mr. King, read for the first and second time by title only. On further motion by Mr. King rules were suspended and **HCR 34** was adopted by a voice vote.

HCR 34 having passed the House was ordered to the Senate for concurrence.

HB 475—"An Act to Amend Chapter 154, Volume 52, Laws of Delaware, Relating to Boat Registration and Safety, and Appropriating Funds Thereof," was read for the third

and final time on motion of Mr. Walls and brought up for consideration in order to pass the House.

Mr. Cannon moved that action be deferred on **HB 475**. Motion carried.

The following bills were read for the first and second time by title only and referred to committee as follows:

HB 503—"An Act Making A Supplementary Appropriation to the State Tax Commissioners For the Fiscal Year Ending June 30, 1960," by Shockley and Keenan; to Appropriations.

HB 504—"An Act to Amend Chapter 277, Volume 49, Laws of Delaware, Entitled 'An Act to Re-Incorporate the Town of Laurel' by Increasing the Amount of Money to be Raised Annually For General Municipal Purposes," by Kenney (Request of Mayor and Council of Laurel); to Corporations Municipal.

HB 505—"An Act to Amend An Act Entitled 'An Act Making Appropriations For the Expenses of the State Government for the Fiscal Year Ending June 30, 1960', Being Chapter 57, Volume 52, Laws of Delaware, In Respect to Appropriations to Department of Elections For New Castle, Kent and Sussex Counties," by Dineen, Keenan, King, Eskridge; to Appropriations.

SCR 38—"An Act Making an Appropriation to Butler's Inc. to Cover Cost of Masters and Paper," to Appropriations.

SCR 37—"Relating to a Joint Committee on Highway Safety," to Appropriations.

HB 506—"An Act Relating to the Use of Gasoline and Kerosene Stoves and Heaters," by Kleinbach; to Miscellaneous.

HB 507—"An Act to Amend An Act Entitled 'An Act to Incorporate the Town of Millville,' Being Chapter 217, Volume 24, Laws of Delaware as Amended, Relating to Jurisdiction Over Offenses Committed Within the Town," by Johnson and Walls; to Corporations Municipal.

A Message from the Secretary of the Senate informed the House that the Senate had passed **SJR 12** and requested the concurrence of the House.

SJR 12—"In Reference to the Election of a Bill Clerk for the House of Representatives to Serve During the 120th Session of the General Assembly," was read for the first and second time by title only and on Mr. Eskridge's motion rules were suspended, **SJR 12** was read for the third and final time and adopted by a voice vote.

SJR 12 having received its constitutional majority passed the House and was ordered to the Senate.

Mr. McGinnes presented **HA 1** to **HB 500**, which was read for the first and only time. On Mr. Dineen's motion **HA 1** to **HB 500** was adopted by a voice vote.

Mr. Dineen moved that **HB 420** be stricken. Motion carried.

Mr. Dineen moved that **HB 470** be stricken. Motion carried.

HA 1 to **HS 1** for **HB 479**, was introduced by Mr. Keenan, read for the first and only time and on further motion of Mr. Keenan was committed with **HS 1** for **HB 479**.

Mr. Keenan moved that **HB 48** be stricken. Motion carried.

The Chair announced that he was about to sign **HB 419**; **HB 28**; **HB 442**; **HB 462**; House Resolutions Nos. 133-132-130-129-128-127; **HCR 30** and **HCR 31**.

On Mr. King's motion the House adjourned at 5:10 P. M.

100TH LEGISLATIVE DAY

The House met pursuant to adjournment at 2:30 P. M. on Tuesday, February 23, 1960.

Prayer by the Chaplain, the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

Members Absent—Messrs. Betts and Pawson—2.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

A letter was received from Harry Smith, Insurance Commissioner, was read and ordered filed.

Mr. King moved that Mr. Smith's report presented to the House members on August 27, 1959, be spread upon the Journal. Mr. Eskridge seconded the motion. Motion carried.

STATE OF DELAWARE BLANKET FIRE AND EXTENDED COVERAGE

Fire and extended Coverage insurance is provided for buildings, contents and stock of the State of Delaware under blanket policy at the following locations:

EMILY P. BISSELL HOSPITAL, - 3000 Newport Gap Pike, -
Wilmington, Delaware

STATE HOSPITAL, New Castle Hd., New Castle County

YOUTH SERVICE COMMISSION -

Bridge House - 25 9th Avenue, Wilmington

Kruse School - Marshallton, New Castle County

Ferris School for Boys, Christiana Hundred, New Castle County

Woods Haven School for Girls, Brandywine Hundred, New Castle County, Delaware

GOV. BACON HEALTH CENTER, - Delaware City, New Castle County

STATE RIFLE RANGE, - New Castle Hd., New Castle Co.

STATE CAPITOL BUILDINGS, - Dover, - Kent County

DEPARTMENT OF WELFARE -

300 E. 30th Street, Wilmington

State Welfare Office, - Legislative Ave., and Loockerman Sts., Dover

State Welfare Home, Smyrna, Duck Creek Hundred, Kent County

New Building (1956), Georgetown, Sussex County

148 West Market Street, Georgetown, Sussex County

DELAWARE STATE COLLEGE, - East Dover Hd., - Kent County

PUBLIC ARCHIVES MUSEUM, - 300-04 S. Governors Ave., Dover, Kent County

S/E Cor. North & New Sts., Dover, Kent County

STATE FORESTRY DEPT. -

Redden-Georgetown Hd.

DuPont Hgwy., 4 mi. N. of Georgetown, - Georgetown Hd.

Blackbird, - Blackbird Hd., - New Castle County

BOARD OF FISH AND GAME -

Port Penn, New Castle County

Petersburg, Kent County

Woodland Beach, Kent County

NATIONAL GUARD CAMP, - Bethany Beach, - Sussex Co.

NATIONAL GUARD ARMORIES OR VEHICLE STORAGE BLDGS. -

Wilmington - New Castle County

Claymont - New Castle County

New Castle - New Castle County

Middletown - New Castle County

Newark - New Castle County

Marshallton - New Castle County

Dover - Kent County

Smyrna - Kent County

Harrington - Kent County

Milford - Sussex County

Georgetown - Sussex County

Laurel - Sussex County

Dagsboro - Sussex County

Seaford - Sussex County

UNIVERSITY OF DELAWARE, - Newark, - New Castle
County, except Evans Hall and P. S. duPont Hall

UNIVERSITY OF DELAWARE EXPERIMENTAL FARM, -
Newark, - New Castle County

UNIVERSITY OF DELAWARE, - Extension Service, - Route
28, - Laurel, - Sussex County

HOSPITAL FOR THE MENTALLY RETARDED, - Stockley,
- Sussex County

STATE BOARD OF HEALTH -

ADMINISTRATIVE OFFICES, - Dover

State House - The Green

317 S. State Street

Alden Building - North Street

42 St. State Street

Corner Division Street and Governors Avenue

CLINICS

Kent County -

414 S. State Street, - Dover

7 E. Commerce Street, - Smyrna

Shore Theatre Building, - Milford

New Castle County -

3000 Newport Gap Pike, -Wilmington

Old Academy Building, - Middletown

Sussex County -

615 E. Market Street, - Georgetown

Main Street, - Frankford

504 Pine Street, - Laurel

110 Market Street, - Bridgeville

110 W. 3rd Street, - Lewes

Nanticoke Memorial Hospital

Wilmington -

800 West Street

800 East 7th Street

D and Buttonwood Sts.

710 Lincoln Street

4th & West Streets

23rd and Bowers Sts.

2403 Thatcher Street

7th and Walnut Sts.

26th and Locust Sts.

Elm and Jackson Sts.

1303 Delaware Avenue

1130 E. 15th Street

STATE BOARD OF CORRECTION -

Greenbank, - New Castle County

S/Sw. Walter St., - Dover, - Kent County

Sussex Correctional Institution, - E/S US 13, - George-
town Hd., - Sussex County

STATE PARK COMMISSION -

Headquarters Area, and Jason's Beach, Trap Pond, Sussex County

Brandywine Springs Park, Mill Creek Hundred, New Castle County

STATE HIGHWAY DEPARTMENT -

NEW CASTLE COUNTY

Wilmington -

7th St. Bridge, - Dwelling & Storage Bldg.

3rd St. Bridge, - Storage Buildings

Faulk Road, - Brandywine Hd., - Storage Buildings

Bellefonte - Police Station No. 1 - and Garage - Radio Tower

State Road, - New Castle Hd., - Maintenance Buildings

DuPont Highway - Police Station No. 2 - Garage - Scale House - Storage Bldg., Radio Tower Headquarters - and Scale House

New Castle - Foot of Chestnut St., - Office and Warehouses

Kiamensi - Christiana Hd., - Dwelling and Garage

St. Georges - St. Georges Hd., - Storage Building

Odessa - St. Georges Hd., - Garage

Clayton - 148 West Ave., - Garage

Flemmings Landing - Duck Creek Hd., - Dwellings

Drawyers Creek - Appoquinimink Hd., - Dwelling

Fennimore Bridge - Dwelling

Fort Christiana Park - Comfort Station

8th & Bancroft Parkway - Inspection Lane

KENT COUNTY

Dover -

State Police Headquarters, Garage, E/S Du Pont Highway

Repair Center - Inspection Lane

152 South State St., - Planning Division

E. Front Street - Administration Building

E. Front Street - Testing Laboratory

Police Station No. 3 - and Radio Tower

Moore's Mill - Route No. 113A - Storage Building and Garage

St. Jones River - S. Murderkill Hd., - Bridge House and Garage

Frederica - S. Murderkill Hd., - Garage

Felton - S. Murderkill Hd., - Garage

Harrington - Mispillion Hd., - Garage

SUSSEX COUNTY

Mispillion River Bridge - Milford - Bridge House
 Georgetown -
 Police Station No. 4 - Garage and Radio Tower
 Pine Street - Repair Center and Office
 Laurel Street - Inspection Lane
 Gravel Hill - Georgetown Hd., - Storage - Paint-Oil House
 and Office Bldg.
 Indian River Inlet - Indian River Hd., - Restaurant -
 Utility Bldg.
 Lewes - Mosquito Control - Office - Oil House - Wash
 House - Repair Shop - Storage Bldgs. and Dwelling
 Bridgeville - Police Station No. 5 - and Radio Tower
 Woodland Ferry - Seaford Hd., - Dwelling
 Blades - Broad Creek Hd., - Garage
 Laurel - Broad Creek Hd., - Oil Storage Building

MISCELLANEOUS

John Dickenson Mansion - 5 miles S. of Dover, - Brick,
 approved roof
 Historical Buildings - New Castle
 Old Court House - New Castle
 Old Sheriff's Residence - New Castle
 Academy Bldg., - New Castle
 Arsenal Bldg., - New Castle
 Portraits & Furniture
 Court House - Georgetown, Delaware
 Court House - Dover, Delaware
 Public Service Commission
 Penn. Bldg., - Wilmington
 100-14 E. Market Street, - Georgetown, Delaware
 Lewes Memorial Commission
 102 King Street, Lewes, Delaware
 Soil Conservation - Office - Georgetown, Delaware
 House of Detention
 (Prisoners Aid Society) - 308 West Street, Wilmington,
 Delaware
 Alcoholic Beverage Commission
 Penn. Bldg., 104 S. French Street, Wilmington, Dela-
 ware
 State Fire Marshall
 Office - State Police Bldg., - E/S Du Pont Blvd., N. of
 Dover
 Labor Commission - 823 West Street, Wilmington, Dela-
 ware
 Delaware Commission For The Blind
 Education Institution - 305-307 W. 8th St., Wilming-
 ton, Delaware
 Industrial Accident Board

Odd Fellows Bldg., - 10th & King Streets, Wilmington,
Delaware

907 Shipley Street, Wilmington, Delaware

Department of Elections - Storage of Voting Machines

CB Bldg. cement floor - Georgetown - Laurel Hgwy.,
Old Furnace, Sussex County

CB Bldg. cement floor - Ellendale - Greenwood Hgwy.,
Owens Station, Sussex County

Statement of Values with the Middle Department of
Fire Underwriters for locations are as follows:

| | |
|-------------------|---------------|
| Buildings | \$51,612,390. |
| Contents | 6,378,237. |
| Stock | 114,900. |
| Grand Total | \$58,105,527. |

Amount of insurance necessary to comply with 90% co-
insurance: \$52,294,974.

Following rates promulgated by the Middle Department
of Fire Underwriters apply:

| | | | |
|--------------|------|---------|------|
| Fire | .196 | - 3 yr. | .529 |
| E.C.E. No. 4 | .051 | - 3 yr. | .137 |

Policies written to cover above under this Blanket have
been written for a 3 year pre-paid period, however, considera-
tion is being given to revise this procedure and have policies
written for a 5 year period with premium payments annually.
It is felt this could enable this Department in conjunction with
the now annual appropriation, to better present budget re-
quests for this item and be in position to give actual premium
cost figures at anytime.

Buildings, Contents and Stock have just been re-appraised
during past year at no cost to State of Delaware. This
being accomplished by personnel of this Department together
with engineers furnished by the Home Insurance Company.
This feature of the State Insurance Program if contracted
out to private concerns would amount to several thousand
of dollars.

FIRE AND EXTENDED COVERAGE INSURANCE PREMIUMS FOR FISCAL YEAR ENDING JUNE 30, 1960:

| | |
|--------------------------------------|--------------|
| State of Delaware Blanket Policy | |
| Amount Paid thru 8/18/59 | \$ 94,675.63 |
| Amount to be paid thru 6/30/60 .. | 45,341.28 |
| Installments to be paid thru 6/30/60 | 1,100.00 |
| Total State of Delaware Blanket | \$141,116.91 |
| Policy for fiscal year | |

BLANKET POLICY - STATE SCHOOLS STATE BOARD OF EDUCATION

All of State Board of Education insurance is written

under a blanket form, covering blanket on buildings and contents for fire and lightning. The coverage is subject to a 90% co-insurance clause, the same as blanket form for other State Buildings, which means the state agrees to carry insurance representing 90% of the insurable value. Under blanket insurance with the 90% co-insurance clause, there is a decided advantage to the State. This type of coverage means that the Board of Education has 100% insurance to value on each and every school in the schedule. In other words, they are not limited to recovery of 90% of value, but in event of a total loss on anyone building, they can receive 100% of the total insurable value of that particular building.

Periodic inspection and valuation service is maintained. Several times during the past two years this property has been re-rated to secure a lower cost.

STATE BOARD OF EDUCATION
DESCRIPTION AND LOCATION
NEW CASTLE COUNTY

| | |
|------------------------------|------------------|
| John G. Leach..... | Wilmington |
| Faulk Road No. 7..... | Windsor Hills |
| Christiana No. 44..... | Christiana |
| Henry C. Conrad No. 131..... | Five Points |
| A. P. Mote No. 77..... | Dunlinden |
| Newport No. 21..... | Newport |
| Odessa No. 161..... | Odessa |
| Richardson Park No. 20..... | Richardson Park |
| Minquadale No. 47..... | Minquadale |
| Stanton No. 38..... | Stanton |
| Yorklyn No. 91..... | Yorklyn |
| Lees's Chapel No. 124-C..... | Route No. 71 |
| Millside No. 132-C..... | Millside |
| Newport No. 106-C..... | Belvedere |
| 11 Concord Avenue..... | Wilmington |
| Community Center..... | Odessa |
| Marshallton High..... | Cooper Farms |
| Oak Grove No. 130..... | Elsmere |
| Colwyck Landers Lane..... | Swanwyck |
| A. I. DuPont No. 7..... | Talleyville |
| Arden No. 3..... | Arden |
| Com. McDonough No. 53..... | St. Georges |
| Delaware City No. 52..... | Delaware City |
| Marshallton No. 77..... | Marshallton |
| Middletown No. 60..... | Middletown |
| Port Penn No. 63..... | Port Penn |
| Rose Hill No. 47..... | Holloway Terrace |
| Colwyck No. 47..... | Swanwyck |
| Townsend No. 81..... | Townsend |
| Delaware City No. 118-C..... | Delaware City |

| | |
|---------------------------------------|-------------|
| Iron Hill No. 112-C..... | Iron Hill |
| Louis C. Redding No. 120-C..... | Middletown |
| Townsend No. 125-C..... | Townsend |
| Delaware Trust Bldg..... | Wilmington |
| 900-A W. 8th St..... | Wilmington |
| A. I. DuPont High No. 7..... | Shipley Rd. |
| A. I. DuPont Brandywine High No. 7... | Faulk Road |

KENT COUNTY

| | |
|------------------------------|-----------------|
| Clayton No. 119..... | Clayton |
| Felton No. 54..... | Felton |
| Hartley No. 96..... | Hartley |
| Kenton No. 9..... | Kenton |
| Little Creek No. 85..... | Little Creek |
| Oak Point No. 20..... | West Dover Hd. |
| Wiley's No. 93..... | East Dover Hd. |
| Fork Branch No. 145-C..... | DuPont Station |
| Farmington No. 39..... | Farmington |
| Frederica No. 32..... | Frederica |
| Houston No. 125..... | Houston |
| Leipsic No. 11..... | Leipsic |
| Magnolia No. 50..... | Magnolia |
| Rose Valley No. 79..... | East Dover Hd. |
| Cheswold No. 143-C..... | Cheswold |
| Wm. W. M. Henry No. 133..... | West Dover Hd. |
| Kenton No. 140-C..... | Friendship Road |
| Mt. Olive No. 155-C..... | Murderkill Hd. |
| Viola No. 156-C..... | Viola |
| Murphy School..... | Dover |
| Lockwood No. 142-C..... | W. Dover Hd. |
| Union No. 158-C..... | Murderkill Hd. |
| State House..... | Dover |
| 313 S. State St..... | Dover |

SUSSEX COUNTY

| | |
|-----------------------------|-----------------|
| Bethel No. 99..... | Bethel |
| Bridgeville No. 90..... | Bridgeville |
| Delmar No. 163..... | Delmar |
| Greenwood No. 91..... | Greenwood |
| Lincoln No. 3..... | Cedar Creek Hd. |
| Millsboro No. 23..... | Millsboro |
| Roxanna No. 31..... | Roxanna |
| Broadkill No. 7..... | Broadkill |
| Blades No. 172..... | Blades |
| John M. Clayton No. 97..... | Nr. Dagsboro |
| Ellendale No. 125..... | Ellendale |
| Gumboro No. 37..... | Gumboro |
| Lord Baltimore No. 28..... | Ocean View |
| Milton No. 8..... | Milton |
| Selbyville No. 32..... | Selbyville |

| | |
|--|-------------------------|
| Blocksom No. 218-C | 4 Mi. N/W of Seaford |
| Bridgeville No. 220-C | Greenwood Road |
| Delmar No. 212½-C | Providence Road |
| Frankford No. 206-C | Frankford |
| Greenwood No. 22-C | Greenwood |
| Millsboro No. 204-C | Dagsboro Hd. |
| Nanticoke Indian | 5 Mi. East Millsboro |
| Owen's Corner No. 213-C | Delmar |
| Rabbits Ferry No. 201-C | 6 Mi. S/W Lewes |
| Ross Point No. 215-C | Lausch |
| Slaughter Neck No. 193-C | 5 Mi. S/E of Milford |
| Warwick No. 225-C | 6 Mi. E. of Millsboro |
| Drawbridge No. 197-C | Cool Spring |
| Concord No. 216-C | Concord |
| Ellendale No. 195-C | Ellendale |
| Wm. C. Jason No. 192-C | Georgetown |
| Lincoln No. 194-C | Cedar Creek |
| Milton No. 196-C | Milton |
| Nassau No. 198-C | Nassau |
| Rehoboth No. 200-C | Rehoboth |
| Selbyville No. 210-C | Selbyville |
| Warwick No. 203-C | 4 Mi. East of Millsboro |
| Williamsville No. 226-C | Williamsville |
| Cherry St. | Georgetown |
| Amount of Insurance Blanket Form. Building & Con- | |
| tents: \$40,505,324; Co-Insurance: 90%; Prem. 1959: \$48,- | |
| 757.88; Prem. 1960: \$55,747.49; Prem. 1961: \$55,775.34. | |

STATE HIGHWAY DEPARTMENT

Manufacturers and Contractors

| | |
|----------------------------------|--------------------------------|
| Liability Insurance | - Annual Premium - \$14,887.48 |
| Auto Public Liability Insurance | |
| Fire and Combined Additional | |
| Coverage | - Annual Premium - \$27,755.05 |
| Workmen's Compensation Insurance | |
| | - Annual Premium - \$65,589.25 |

It must be remembered that the contracts are written under a retrospective plan whereby the above premiums are merely estimates with a file premium to determine by the actual payrolls and vehicles involved subject to a further adjustment depending upon the actual experience developed. This program has developed a very satisfactory retrospective adjustment during the past several years in the form of sizable return premiums.

FLEET AUTOMOBILE

Fleet Automobile Insurance is provided for the State of Delaware by the Home Indemnity Company and The Home Insurance Company. Policy No. C G A 5977019.

The Fleet Policy covers \$100/\$300,000 Bodily Injury, \$10,000 Property Damage, Comprehensive and \$100.00 Deductible on cars worth \$500.00 or more that are used off premises. This policy has been written with an experience credit of 25% and a fleet credit of over 21%. It is also based on a retrospective rating plan by which an additional saving will accrue to the State in the event that the loss ratio is favorable.

The Policy covers locations as follows:

The State of Delaware and /or various agencies named herein

- Board of Health
- Hospital for the Mentally Retarded
- Governor Bacon Health Center
- Department of Public Welfare
- Water Pollution Commission
- State Park Commission
- Board of Game and Fish Commissions
- State Tax Department
- Board of Agriculture
- Delaware Commission for the Blind
- Budget Commission
- State Forestry Department
- Youth Services Commission
- State Board of Corrections
- Delaware State Hospital
- Initial Premium - 7-1-59 - 6-30-60 - \$13,377.04

This Fleet Program already shows a savings of over \$5,000.00, while in many instances the coverages afforded are much broader.

STEAM BOILER INSURANCE

Steam Boiler Insurance is provided for The State of Delaware by Hartford Steam Boiler Inspection and Insurance Company policy No. 86-15053. This policy covers damage to the property of the insured and of others and injuries to members of the public resulting from explosion of steam boilers subject to a limit of \$100,00. per accident. The policy covers steam boilers and also fired hot water storage heaters at the following locations:

Emily P. Bissell, Hospital near Brandywine Springs, New Castle, Delaware;

Governor Bacon Health Center, Delaware City, Delaware;

New Legislative Building, Dover, Delaware;

Delaware State Hospital, Farnhurst, Delaware;

Industrial School for Colored Girls, Marshallton, Delaware;

University of Delaware, Newark, Delaware, excluding T. S. DuPont Hall and Evans Hall;

New Agricultural Building, South College Ave., Newark, Delaware;

Delaware State Old Age Welfare, Smyrna, Delaware;

Hospital for the Mentally Retarded, 1½ miles south of Stockley, Delaware excluding any building used wholly for residential purposes;

Sussex County Levy Court Jail near Georgetown, Georgetown, Delaware;

New Castle County Workhouse, Plant of Assured, Greenbank, Delaware;

Delcastle Farm, 2½ miles South of New Castle County Workhouse, Greenbank, Delaware;

Delaware Commission for the Blind, 305 West 8th Street, Wilmington, Delaware;

The Ferris School for Boys, Ferris Road, Wilmington, Delaware;

Kent County Jail, 300 Water Street, Dover, Delaware;

Old State House, Dover, Delaware;

The term of the policy is for three years from November 21, 1958 to November 21, 1961 and the three year premium was \$7,706.62.

In 1959 all of the steam boilers and fired hot water storage heaters within the State Board of Education System were added to this policy and the additional cost until November 21, 1961 was \$7,330.74 and this amount was charged in July 1959. The Premium for steam boiler insurance of course varies as a result of new objects and locations to be added as occasion may demand. The reason for combining as many locations as possible under one policy is that there is a substantial reduction in premium based upon the size of the policy.

An important feature of steam boiler insurance is the fact that inspections of the objects insured are made by the insurance company and the premium includes the charge for such service. This service is designed to prevent, as far as possible, an accident before it occurs and it relieves the insured of paying for State inspections which are required by the law.

MISCELLANEOUS COVERAGES

(not under Blanket Policy)

FIRE & E. C. (DEPARTMENT OF CIVIL DEFENSE)

On emergency hospital units and all supplies and equipment pertaining thereto while in storage in the Newark Junior High School, situated E/S Academy Street, Newark, Delaware and Dover High School, situated N/S Delaware Avenue, Dover, Delaware - amount of insurance \$52,000. Premium 3 year \$471.64.

FIRE & E. C. SUPREME COURT - On all contents of Supreme Court Office situated King Street, between 9th & 10th, Wilmington, Delaware (\$20,000.) and \$10,000. to apply as 100-14 E. Market St., Georgetown, Delaware - Total amount - \$30,000. - \$304.50 (3 yr. Prem.)

NUCLEAR ENERGY PROPERTY INSURANCE - Amount \$2,754,720 - Premium \$6,941.89 annually - Rate \$.252 coverage on all real and personal property consisting principally of P. S. duPont and Evans Hall situated in Newark, Delaware.

REGISTERED MAIL & EXPRESS POLICY - covering shipments of securities - shipments last year \$550,705.72 @ 12c - \$66.08 premium.

SPECIAL FLOATER POLICY - Amount \$2,000.00 - Premium \$50.00 3-yr. on books and cases of State Library Commission of the State of Delaware while anywhere within the State of Delaware, excluding, however, while in or on any premises owned, leased or controlled by the assured.

HULL POLICY - Amount \$20,000.00 - Premium \$1,000.00 per year - on Vessel 1946, 52' Cabin Cruiser "Delaware".

WORKMEN'S COMPENSATION AND EMPLOYERS' LIABILITY POLICY - Employees of Insurance Department, 3 yr. - Estimated Premium \$60.75.

FINE ARTS FLOATER - Amount of insurance \$3,500.00 - Premium \$61.57 3-yr. covering Fine Arts at Dover Armory and Armories of the State of Delaware and one Painting by Gale Hoskins depicting Soldiers coming out of trench, located at Delaware Officers Club, New Castle County Air Base, New Castle County, Delaware.

A Message from the Senate informed the House that the Senate had passed **HCR 33**, **HCR 34**, **HB 43** (Override of Governor's Veto) and **SB 333** and requested the concurrence of the House in **SB 333**.

SB 333—"An Act to Amend Chapter 5, Title 28, Delaware Code, Relating to Harness Racing by Granting the Delaware Harness Racing Commission Jurisdiction and Power Over all Drivers, Grooms, Owners, and Their Employees," was read for the third and final time and referred to Miscellaneous Committee.

Mr. Shockley moved that **HB 489**—"An Act to Amend Section 168 of Chapter 207, Volume 17, Laws of Delaware Relating to Disposition of Fines Imposed in the Municipal Court of the City of Wilmington by Providing that All Fines Payable and Paid in Cases Prosecuted in the Municipal Court Shall be Payable and Paid to the Mayor and Council of Wilmington," be read for the third and final time and be considered in order to pass the House.

After consideration of the Bill a motion was made that **HB 489** be deferred, Motion carried.

Mr. Eskridge moved that all rules be suspended in order that a Committee Report be handed up on **SB 333**. Motion carried.

Committee reported **SB 333**, 5 favorable.

A message from the Senate informed the House that the Senate had passed **HCR 33**, **HCR 34**, **SB 321**, **SB 292**, Requesting the concurrence of the House.

Mr. Walls requested that **HB 475** which had been read for the third and final time and been deferred be brought up for consideration in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Dineen, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, (Mrs.) Manning, McGinnes, Richards, Robbins, Shockley, Walls—22.

NAYS—Messrs. Clifton, Davidson, English, Latina, Opdyke, Paskey, Pryor, Quigley, Wright—9.

NOT VOTING—Mr. Tribbitt—1.

ABSENT—Messrs. Betts, Long, Pawson—3.

HB 475 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

HCR 35—"Relating to Designating a 40 Acre Tract Or Parcel of Land Owned By the State of Delaware and Adjoining the Delaware River Memorial Bridge As the Garrett E. Lyons Memorial Park," was introduced by Latina, read for the first and second time by title only.

Mr. Latina moved that all rules be suspended in order that **HCR 35** be read for the third and final time and be placed before the House for passage. Motion carried.

Mr. Latina further moved that **HCR 35** be adopted by a voice vote. Motion carried.

HCR 35 having passed the House was ordered to the Senate for concurrence.

Mr. King on behalf of Appropriations committee reported **HB 481**, 4 favorable, 1 unfavorable.

Mr. Kenney, Chairman of Passed Bills Committee reported having delivered to the Governor's Office House Bills **28**, **419**, **442**, **462**; **HCR** Resolutions **30**, **31** and House Resolutions Nos. **127**, **128**, **129**, **130**, **132**, **133**.

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

HB 508—"An Act Empowering the State Highway Department to Enter Upon the Privately Owned Lands For the Purpose of Surveys, Repairs, Reconstruction, and Operation of Publicly Financed Improvements and To Assign to Said Agencies the Authority to Determine and Maintain Proper Water Levels Back of Sluices, Water Control Structures and Similar Publicly Financed Installations," by Tribbitt; to Public Buildings and Highways.

HB 509—"An Act Authorizing the Transfer of Funds in the Budget of the Delaware State Development Department," by King and Bartleson; to Appropriations.

HB 510—"An Act to Amend Chapter 17, Title 7, Delaware Code, Entitled 'Dogs' Relating to License Fees and Enforcement," Gove (by Request); to Fish, Oyster and Game.

HB 511—"An Act to Amend Title 11, Chapter 87, Delaware Code, Relating to State Detectives by Providing A State Detective May Not, During Encumbency in Office Act As A Private Detective," by Shockley; to Judiciary.

The Chair announced that he was about to sign **HB 420**.

Mr. Walls introduced **HCR 36**—"An Act Making Appropriations to Various Companies for Services and Supplies Rendered the 120th General Assembly," which was read for the first and second time by title only and referred to Appropriations Committee.

Mr. Eskridge moved that rules be suspended in order that **SB 333** be read for the third and final time and be considered in order to pass the House. Motion carried.

SB 333—"An Act to Amend Chapter 5, Title 28, Delaware Code, Relating to Harness Racing by Granting the Delaware Harness Racing Commission Jurisdiction and Power Over All Drivers, Grooms, Owners, and Their Employees," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Long, McGinnes, Opdyke, Paskey, Pryor, Richards, Robbins, Shockley, Wright, Mr. Speaker Tribbitt—29.

NAY—Mr. Quigley—1.

ABSENT—Messrs. Betts, Livingston, (Mrs.) Manning, Pawson, Walls—5.

SB 333 having received its constitutional majority passed the House and was returned to the Senate.

Mrs. Manning moved that **HB 480**—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to Limitations

Upon Taxing Power, by Exempting Lands and Improvements of the Klair Estate Civic Association, Inc. From Assessment and Taxation," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

NAYS—Messrs. Betts, Dineen, Long, Pawson—4.

HB 480 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

A message from the Senate informed the House that the Senate had passed **HB 373** with **SA 1**, **HCR 35**, **HB 336**.

Mr. Shockley moved that the House pass **HB 373** as amended with **SA 1**.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cannon, Carmean, Clifton, Davidson, Dineen, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

NAY—Mr. Quigley—1.

NOT VOTING—Messrs. Cain, English—2.

ABSENT—Messrs. Betts, Long, Pawson—3.

HB 373 as amended with **SA 1** having received its constitutional majority passed the House and was ordered to the Governor for concurrence.

On motion of Mr. King the House adjourned until Wednesday, February 24 at 1:00 P.M.

101ST LEGISLATIVE DAY

The House met pursuant to adjournment at 1:05 P.M. on Wednesday, February 24th, 1960.

Prayer by the Chaplain, Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Absent—Mr. Betts—1.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

The House recessed at 1:15 in order that the Governor might make a report to both the Senate and the House.

House reconvened at 5:15 P. M.

Mr. King moved that the House adjourn until Thursday, February 25, at 1:00 P. M. Motion carried.

102ND LEGISLATIVE DAY

The House met pursuant to adjournment at 1:20 P. M. on Thursday, February 25, 1960.

Prayer by the Chaplain, Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Absent—Mr. Betts—1.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

The House recessed at 1:25 P. M. in order that the Governor's Hearings be continued.

House reconvened at 5:25 P. M. and adjourned on Mr. King's motion at 5:30 P. M. until Monday, February 29th.

103RD LEGISLATIVE DAY

The House met pursuant to adjournment at 2:10 P. M. on Monday, February 29, 1960.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—35.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

The following letter received by Mr. Richards was read and ordered spread upon the Journal:

Milford, Delaware
February, 24, 1960

Charles F. Richards, Minority Floor Leader
House of Representatives
Dover, Delaware
Dear Mr. Richards

At the 52nd Annual Conference of the Delaware State Society, Daughters of the American Revolution held in the Hotel DuPont in Wilmington on February 20th, the following recommendations were unanimously adopted:

(1) Our organization recommends to the State that the Old State House be restored and preserved.

(2) The Delaware State Society, Daughters of the American Revolution opposes adding a 4th verse to the State Song "Our Delaware".

We request that this letter be read and made a part of the minutes.

Sincerely yours
(s) Marjorie C. Jewell
State Corresponding Secretary

Mr. King reported **HCR 36**, 5 favorable, on behalf of Appropriations Committee.

Mr. King moved that rules be suspended and **HCR 36** be adopted by a voice vote. Motion carried.

Mr. Shockley on behalf of Corporations Municipal reported **HB 504**, 4 favorable.

Mr. Dineen moved that **HB 352** be recommitted. Motion carried.

Mr. Dineen moved that **HB 352** be stricken. Motion carried.

The following bills were read for the first and second time by title only and assigned to committee as follows:

HB 512—"An Act to Authorize the Mayor and Council of Wilmington to Adopt an Ordinance Merging the Wilmington Planning Commission and Wilmington Zoning Commission, and the Functions of These Commissions Into a Single Entity to be Known as the Wilmington Commission of Zoning and Planning, and Establishing Membership Thereof," by Latina; to Corporations Municipal.

HB 513—"An Act Relating to the Payment of Monies to Migrant Workers By the State Welfare Department for Their Support, Maintenance or Transportation," by Robbins, Paskey, Cain, Long, Wright, King, Fifer, Opdyke, Richards, Betts; to Miscellaneous.

HB 514—"An Act to Amend Section 8606 (b), Title 9, Delaware Code, Relating to the Collection of Taxes," by Robbins, Paskey, Cain, Opdyke, Long, Wright, King, Betts, Fifer, Richards; to Revenue and Taxation.

HB 515—"An Act to Amend Chapter 283, Volume 51, Laws of Delaware, to Provide for the Financing of Capital Improvements Thereunder and Appropriating the Necessary Funds," by Kleinbach and Dineen; to Education.

HB 516—"An Act to Amend Section 7906, Title 3, Delaware Code, Relating to Service of Process by Adding the Organization Known as Delaware Humane Association to the Section," by Dineen and Keenan; to Agriculture.

HB 517—"An Act Making A Supplementary Appropriation to the Family Court of the State of Delaware in and For New Castle County for the Fiscal Year Beginning July 1, 1959 and Ending June 30, 1960," by Dineen; to Appropriations.

HB 518—"An Act to Amend Title 30, Chapter 19, Entitled 'Corporation Income Tax' By Providing for Refunds," by Bartleson; Unassigned.

Mr. King introduced **HA 1** to **HB 481** which was read for the first and only time and on further motion by Mr. King was adopted by a voice vote.

On Mr. King's motion **HB 481** with **HA 1**—"An Act Making an Emergency Deficiency Appropriation to the State Treasurer's Office for the Fiscal Year Ending June 30, 1960," was read for the third and final time and considered in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Clifton, Davidson, English, Eskridge, Gove, Graves, Johnson, Keenan, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

NOT VOTING—Mr. Fifer and Mr. Kenney—2.

ABSENT—Messrs. Cannon, Carmean, Dineen, McGinnes, Opdyke—5.

HB 481 with **HA 1** having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. King moved that **HB 368**—"An Act to Amend Chapter 147, Volume 51, Laws of Delaware, Relating to Appropriations for Expenses of State Government, by Requiring That All Vouchers for the Payment of Monies Thereunder be Presented Prior to the End of the Fiscal Year," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Davidson, English, Eskridge, Fifer, Gove, Johnson, Kenney, King, Kleinbach, (Mrs.) Manning, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—23.

NAYS—None.

NOT VOTING—Messrs. Cain, Clifton, Graves, Latina, Long—5.

PRESENT—Mr. Livingston—1.

ABSENT—Messrs. Cannon, Carmean, Dineen, Keenan, McGinnes, Opdyke—6.

HB 368 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Walls moved that **HB 459**—"An Act to Amend An Act Entitled 'An Act to Authorize the Recorder of Deeds in and for Sussex County to Make New Indices for Mortgages' as it Appears in Chapter 72, Volume 52, Laws of Delaware," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

NAYS—None.

ABSENT—Messrs. Cannon, Carmean, Dineen, Keenan, McGinnes, Opdyke—6.

HB 459 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Shockley moved that **HB 348**—"An Act Making A Supplementary Appropriation to the Public Archives Commission for the Fiscal Year Beginning July 1, 1959 and Ending June 30, 1960," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Davidson, Dineen, English, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

NAYS—Mr. Cannon and Mr. Livingston—2.

ABSENT—Messrs. Betts, Eskridge, Quigley, Robbins—4.

HB 348 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

A Message from the Senate informed the House that the Senate had passed **SB 324** and requested the concurrence of the House.

SB 324—"An Act to Authorize and Empower the Wilmington Parking Authority, a 'Parking Authority' Created by 'The Mayor and Council of Wilmington' Pursuant to the Provisions of Chapter 369, Volume 48, Laws of Delaware, to Surrender and Transfer, Grant and Convey unto 'The Mayor and Council of Wilmington', a Municipal Corporation, All of its Right, Title and Interest In and to Certain of the Real Property Situate Between and Bounded by Seventh Street, Eighth Street, French Street and Walnut Street in the City of Wilmington, County of New Castle and State of Delaware," was read for the first and second time by title only.

Mr. Shockley moved that all rules be suspended for the sole purpose of reading **SB 324** for the third and final time and take it up for consideration in order to pass the House. Motion carried.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

NAYS—None.

ABSENT—Messrs. Betts, Quigley, Robbins—3.

SB 324 having received its constitutional majority passed the House and was ordered returned to the Senate.

The Chair announced that he was about to sign **HB 373**, as Amended and **HCR 36**.

Mr. King on behalf of Appropriations Committee reported **HB 501**, 4 favorable; **HB 505**, 4 favorable.

The House adjourned at 6:15 P. M. until Tuesday, March 1, 1960.

104TH LEGISLATIVE DAY

The House met pursuant to adjournment on Tuesday, March 1, 1960 at 1:10 P. M.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—35.

Absent—None.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

Mr. Quigley presented **HR 134**—"Authorizing the Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 120th General Assembly."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that the sum of One Thousand Six Hundred Eighty-three Dollars and No Cents (\$1,683.00) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay The Harrington Journal Harrington, Delaware for the printing of Calendars for the House of Representatives of the 120th General Assembly," which was read for the first and only time and on further motion of Mr. Walls was adopted by a voice vote.

The House recessed at 1:30 P. M. in order to attend the Hearings.

House reconvened at 5:45 P. M.

Mr. King moved that the House adjourn until Wednesday, March 2, 1960 at 1:00 P. M.

105TH LEGISLATIVE DAY

The House met pursuant to adjournment on Wednesday, March 2, 1960 at 1:20 P. M.

Prayer by the Chaplain Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, McGinnes, (Mrs.) Manning, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Members Absent—Mr. Betts—1.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

The House adjourned at 1:30 P. M. to meet with the Senate for Public Hearings.

House reconvened at 5:50 P. M.

Mr. Shockley on behalf of Corporations Municipal reported **HB 512**, 3 favorable.

Mr. Shockley on behalf of Judiciary Committee reported **HB 499**, favorable and **HB 511**, 3 favorable.

SB 343—"An Act Appropriating Money to the Coroner of Kent County for the Sole Purpose of Performing Autopsies," was read for the first and second time by title only. Mr. Eskridge moved that all rules be suspended in order that **SB 343** be read for the third and final time and be considered in order to pass the House. Motion carried.

SB 343—"An Act Appropriating Money to the Coroner of Kent County for the Sole Purpose of Performing Autopsies," was read for the third and final time and the chair requested a roll call. After the roll call Mr. King moved that the roll call be tabled. Motion carried.

Mr. Walls presented **HR 135**—"Appropriation for Postage Stamps for the House of Representatives of the 120th General Assembly."

BE IT RESOLVED, By the House of Representatives of the 120th General Assembly of the State of Delaware, that the sum of \$500 be and same is hereby appropriated out of the General Fund of the State of Delaware for the purchase of postage stamps to be used for the official business of the House of Representatives of the 120th General Assembly.

BE IT FURTHER RESOLVED, that the State Treasurer of the State of Delaware is hereby authorized and directed to pay for such postage stamps out of said appropriation upon warrants approved by the Executive Director of the Legislative Reference Bureau," which was read for the first and only time and adopted by a voice vote.

Mr. Walls presented **HR 136**—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 120th General Assembly."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 120TH GENERAL ASSEMBLY that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees up to and including March 3, 1960.

| | |
|--------------------------------|-----------|
| Kathryn R. Crompton | \$ 330.00 |
| Frank X. Shoemaker | 250.00 |
| Rev. Walter W. Hamilton | 200.00 |
| Alice C. Woodward | 250.00 |
| Samuel Messick | 250.00 |
| William P. Turner | 200.00 |
| Rosemary Tull | 200.00 |
| Olin Virdin, Sr. | 200.00 |
| David Ray | 200.00 |
| Ira Messick | 200.00 |
| Frank Ingram | 200.00 |
| Ernest S. Mattiford | 200.00 |
| Roland West | 200.00 |
| C. C. Hopkins | 200.00 |
| Rebecca Layfield | 200.00 |
| Matthew Warrington | 200.00 |
| William G. Bush, 3rd | 1275.00 |
| George Nicholson | 200.00 |
| Ruth Ross | 200.00 |
| Marshall Hastings | 200.00 |
| Maurice A. Hartnett, 3rd | 1275.00 |
| Joseph Kwiatkowski | 1275.00 |
| Lillian Weston | 200.00 |
| Claude W. Jordan | 200.00 |
| Beatrice V. Hubbard | 275.00 |
| Lois Morgan | 250.00 |
| Margaret Cathell | 250.00 |
| Mildred A. Keeler | 200.00 |
| Joseph Kelleher | 250.00 |
| Clifford M. Simpler | 250.00 |
| Herman Halloway | 200.00 |
| Thomas Gray | 150.00 |
| Helen N. Jones | 312.50 |
| Clifford E. Hall | 652.50 |
| Sara Emily Masten | 495.00 |
| Martha Dixon | 200.00 |
| George Fisher | 200.00 |
| Frank Breeding | 200.00 |
| Grover Dill | 200.00 |
| Irving Brinton | 275.00 |
| Virginia Maziarz | 200.00 |
| Allen Moffitt | 200.00 |
| Pauline Holmes | 200.00 |
| John Smith | 200.00 |
| John E. Loder | 200.00 |
| Samuel Macey | 200.00 |
| Wesley Lynch | 200.00 |
| Roland Russell | 200.00 |
| Norman Younger | 200.00 |
| Elsie Bradley | 275.00 |

| | |
|--------------------|----------|
| Virgil Bork | 250.00 |
| Lloyd Minner | 200.00," |

which was read for the first and only time and on motion of Mr. Walls was adopted by a voice vote.

House adjourned at 6:30 P. M. until Thursday, March 3, 1960 at 1:00 P. M.

106TH LEGISLATIVE DAY

The House met pursuant to adjournment on Thursday, March 3, 1960 at 1:00 P. M.

Due to lack of quorum the House recessed until Monday, March 7, 1960 at 1:00 P. M.

107TH LEGISLATIVE DAY

The House met pursuant to adjournment on Monday, March 7, 1960 at 2:20 P. M.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

Members Absent—Messrs. Cain, Carmean, Opdyke, Pawson—4.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and the Journal be approved. Motion carried.

Mr. King on behalf of Appropriations reported **HB 474**, 3 favorable, 1 merits.

The Chair announced that he was about to sign **HB 285**, **HB 475**, and **HR 134**, **HR 135** and **HR 136**.

The following bills were introduced, read for the first and second time by title only and referred to committee as follows:

HB 519—"An Act to Amend Title 18, Delaware Code by Adding a New Chapter Relating to Credit Insurance," by Pryor, Shockley; to Insurance and Banking.

HB 520—"An Act to Amend Title 19, Delaware Code, Relating to Labor and Providing for the Registration of Crew Leaders of Migrant Agricultural Workers; Definitions; Certificate of Registration Required; Issuance of Certificate of Registration, Denial, Revocation or Suspension Thereof; Duties of Delaware State Employment Service; Agreements With Federal Agencies and Agencies of other States; Employment of Unregistered Crew Leaders; Benefits and Violations," by Graves, Best, King; to Labor.

HB 521—"An Act to Amend an Act Entitled 'An Act to Incorporate the Town of Bethany Beach and Giving It Authority to Issue Bonds,' Being Chapter 212, Volume 25, Laws of Delaware, as Amended, By Providing for An Increase in the Amount to Be Raised By Taxation," by Graves, Walls, Johnson; to Corporation Municipal.

Mr. Eskridge moved that roll call on **SB 343** which had been tabled on March 2, 1960 be lifted. Motion carried.

Roll Call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Long, (Mrs.) Manning, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

NAYS—None.

ABSENT—Messrs. Carmean, Livingston, McGinnes, Pawson—4.

SB 343 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Dineen moved that **HB 505**—"An Act to Amend an Act Entitled 'An Act Making Appropriations for the Expenses of the State Government for the Fiscal Year Ending June 30, 1960,' Being Chapter 57, Volume 52, Laws of Delaware, in Respect to Appropriations to Department of Elections for New Castle, Kent and Sussex Counties," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this Bill pass the House? roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Paskey, Pryor, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

ABSENT—Messrs. Cain, Carmean, Latina, Opdyke, Pawson, Quigley, Robbins—7.

HB 505 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

The House adjourned at 4:00 P. M. until Tuesday, March 8, 1960 at 1:00 P. M.

108TH LEGISLATIVE DAY

The House met pursuant to adjournment on Tuesday, March 8th at 1:10 P. M.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

Members Absent—Messrs. Best, Fifer, Opdyke, Pawson—4.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

The following Bills were introduced, read for the first and second time by title only and referred to committee as follows:

HB 522—"An Act to Amend Chapter 77, Volume 52, Laws of Delaware, Entitled 'An Act to Amend Title 14, Delaware Code, Relating to School Board Elections, 'By Requiring the Receiver of Taxes of New Castle County to Supply Certain Data to the Department of Elections of New Castle County, by Providing Optional Use of Paper Ballots in Referendum, Limiting Referendum to General Election in 1960, Clarifying Districts Which May Petition For Referendum, and Assessing Costs Therefor,' by Gove and McGinnes; to Elections.

HB 523—"An Act to Amend Chapter 79, Volume 52, Laws of Delaware, Entitled 'An Act to Amend Title 14 of the Delaware Code by Providing for the Election of School Board Members in the Conrad High School District, By Providing for Appointment of Members From Districts Voting Against Elected School Boards,' by McGinnes; to Education.

SS 1 for SB 337—"An Act to Amend Section 8206, Title 9, Delaware Code, Relating to Expenses of Members and Employees of the Board of Assessment of Kent County," was read for the first and second time by title only and on motion of Mr. Betts rules were suspended for the purpose of reading **SS 1 for SB 337** for the third and final time in order to pass the House.

On the question, "Shall this Bill pass the House? roll call revealed:

YEAS—Messrs. Betts, Cannon, Davidson, English, Eskridge, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, McGinnes, Paskey, Quigley, Richards, Shockley, Walls, Wright, Mr. Speaker Tribbitt—22.

NAYS—None.

NOT VOTING—Mrs. Manning—1.

ABSENT—Messrs. Bartleson, Best, Cain, Carmean, Clifton, Dineen, Fifer, Graves, Opdyke, Pawson, Pryor, Robbins—12.

SS 1 for **SB 337** having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. King on behalf of Appropriations Committee reported **SB 308**, 1 favorable, 3 merits.

HB 518 which had been read for the first and second time by title only was referred to Miscellaneous Committee.

SB 336—"An Act to Amend the Charter of the Town of Dagsboro, Being Chapter 161, Volume 43, Laws of Delaware, by Authorizing the Town Council to Raise by Taxation a Sum Not to Exceed Ten Thousand Dollars (\$10,000.00) Yearly," was read for the first and second time by title only and referred to Corporation Municipal.

Mr. Quigley and Mr. Eskridge presented **HR 137**—"Authorizing the Compiling, Printing and Delivering of the House Calendar Every 10 Legislative Days."

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 120TH GENERAL ASSEMBLY that the calendar of the House of Representatives be compiled and printed in full and delivered every tenth legislative day beginning with the 108th legislative day," which was read for the first and only time and on motion of Mr. Quigley was adopted by a voice vote.

Mr. Latina presented **HR 138**—"Expressing the Best Wishes of the House of Representatives of the 120th General Assembly to Monsignor John J. Gulcz on His 70th Anniversary as a Member of the Clergy."

WHEREAS, the Members of the House of Representatives of the 120th General Assembly have learned that Monsignor John J. Gulcz, the Pastor of St. Hedwig's Church, Wilmington, Delaware, is celebrating the 70th Anniversary of His Ordination to the Holy Priesthood March 9, 1960; and,

WHEREAS, Monsignor Gulcz has been a leader in civic, social and religious affairs in our State which has gained him the respect and admiration of all the citizens of the State of Delaware; and,

WHEREAS, the Members of the House of Representatives desire to publicly express their wishes to Monsignor Gulcz on this great occasion, NOW THEREFORE,

BE IT RESOLVED, by the House of Representatives of the 120th General Assembly of the State of Delaware, that the best wishes of its Members for the continued good health and happiness of Monsignor Gulcz for many years to come are hereby extended; and,

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the Journal of the House, a copy be forwarded to Monsignor John J. Gulcz and copies be delivered to the members of the press and radio," which was

read for the first and only time and on motion of Mr. Latina was adopted by a voice vote.

The House adjourned at 6:50 P. M. until Wednesday, March 9, 1960 at 1:00 P. M.

109TH LEGISLATIVE DAY

The 109th Legislative Day of the House met pursuant to adjournment at 1:10 P. M. on Wednesday, March 9th, 1960.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Best, Betts, Cain, Cannon, Carmean, Clifton, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

Members Absent—Messrs. Bartleson, Davidson, Pawson—3.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and that the Journal be approved. Motion carried.

Mr. Eskridge on behalf of Miscellaneous Committee reported **HB 518**, 4 favorable.

Mr. Graves on behalf of Public Buildings and Highways Committee reported **HB 508**, 3 favorable.

The Chair announced that he was about to sign **SJR 12**, **SB 333**, **SB 324** and **SB 323**.

Mr. King introduced for Mr. Speaker Tribbitt **HB 524**—"An Act to Amend Chapter 283, Volume 51, Laws of Delaware, As Amended by Chapter 332, Volume 51, Laws of Delaware, Relating to the Financing of Capital Improvements of Middletown No. 60 School District Appropriating the Necessary Funds," which was read for the first and second time by title only and referred to Education Committee.

The House recessed to attend Hearings at 1:35 P. M.

On motion of Mr. King the House adjourned at 5:40 P. M. until Thursday March 10th, 1960 at 1:00 P. M.

110TH LEGISLATIVE DAY

The House met pursuant to adjournment on Thursday, March 10th, 1960.

Prayer led by the Speaker of the House.

Due to a lack of a quorum the Chair declared a recess until the call of the Chair.

House met with Senate for Hearings.

Due to lack of quorum House adjourned at 6:50 P. M. until Monday, March 14th, 1960 at 1:00 P. M.

111TH LEGISLATIVE DAY

The House met pursuant to adjournment on Monday, March 14th, 1960 at 1:55 P. M.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Absent—Mr. Carmean—1.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal, and the Journal be approved. Motion carried.

Mr. King on behalf of Appropriations Committee reported **HB 490**, 2 favorable, 2 merits.

The Chair announced that he was about to sign **HR 137** and **HR 138**.

Mr. Shockley moved that **HB 493**—"An Act to Amend Title 11, Delaware Code Relating to the Appointment of a Director for the State Board of Corrections," be read for the third and final time and be considered in order to pass the House. Motion carried.

Mr. Cannon moved that action on **HB 493** be deferred. Motion carried.

Mr. English moved that **SB 193**—"An Act to Amend Section 5403, Title 7, Relating to the Purposes of the Delaware Archaeological Board," be read for the third and final time and be considered in order to pass the House. Motion carried.

Mr. English moved that action on **SB 193** be deferred. Motion carried.

Mr. Shockley presented **HA 1** to **HB 201** which was read for the first and only time by title only and on motion of Mr. Shockley was adopted by a voice vote.

Mr. Shockley moved that **HB 201** with **HA 1**—"An Act to Amend Title 24, Delaware Code, by Creating and Establishing a New Chapter 34 Concerning Radio and Television Repairmen in and For New Castle County," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Livingston, (Mrs.) Manning, Shockley—3.

NAYS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Walls, Wright, Mr. Speaker Tribbitt—28.

ABSENT—Messrs. Carmean, Dineen, Long, McGinnes—4.

HB 201 with **HA 1** not having received its constitutional majority was declared lost.

Mr. Bartleson moved that **HB 518**—"An Act to Amend Title 30, Chapter 19, Entitled 'Corporation Income Tax' By Providing For Refunds," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Clifton, Davidson, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, (Mrs.) Manning, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

ABSENT—Messrs. Cannon, Carmean, Dineen, Latina, Long, McGinnes, Shockley—7.

HB 518 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Eskridge moved that all rules be suspended in order that **SB 362**—"An Act to Amend an Act Entitled 'An Act Making Appropriations for the Expenses of the State Government for the Fiscal Year Ending June 30, 1960' being Chapter 57, Volume 52, Laws of Delaware, in Respect to Appropriations to the Labor Commission of Delaware, the State Highway Department, Soil Conservation Commission, and Department of Public Welfare, by Making Transfers in Certain Appropriation Items to Said Agencies," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Gove, Graves, Keenan, Kenney, King, Latina, Livingston, Long, McGinnes, Opdyke, Paskey, Pryor, Quigley, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—26.

NAYS—Mr. Bartleson, Mrs. Manning—2.

PRESENT—Mr. Fifer—1.

NOT VOTING—Messrs. Best, Johnson, Kleinbach, Pawson, Richards—5.

ABSENT—Mr. Carmean—1.

SB 362 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. King moved that **HB 474**—"An Act Making an Emergency Deficiency Supplemental Appropriation to the Industrial Accident Board for Court Reporting Fees for the Fiscal Year Ending June 30, 1960," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

NAYS—None.

ABSENT—Mr. Carmean—1.

HB 474 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Paskey moved that **HB 490**—"An Act Making an Appropriation to the State Board of Vocational Education for the Training of Volunteer Fireman," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

NAYS—None.

ABSENT—Mr. Carmean—1.

HB 490 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Richards moved that **HB 501**—"An Act to Appropriate Money to Edwin H. Downes a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," be read for the third and final time and be considered in order to pass the House.

Mr. King moved that action on **HB 501** be deferred. Motion carried.

Mr. Betts on behalf of Revised Statutes Committee reported **HB 519**, 3 favorable, 2 merits; **SB 226**, 3 favorable, 2 merits.

Mr. Robbins on behalf of Education committee reported **HB 515**, 2 favorable, 2 merits.

The following bills were introduced, read for the first and second time by title only and referred to committee as follows.

HB 525—"An Act to Amend Title 29, Delaware Code, Entitled 'State Government' By Providing for a Budget Director and a Comptroller and Defining Their Duties; Providing a New Definition for the Duties of the Auditor of Accounts; Providing for a Study of Central Purchasing; Changing References to Biennial Budgets to Annual Budgets; Defining Aggregate Appropriations; and Repealing Contrary Provisions," by McGinnes; to Revised Statutes.

HB 526—"An Act to Amend Title 6, Delaware Code, Entitled 'Commerce and Trade' Relating to Legal Rate of Interest," by King; to Manufacturing and Commerce.

SB 360—"An Act Making a Supplementary Appropriation to the Juvenile Court of Kent and Sussex Counties," to Appropriations.

SB 361—"An Act Making a Supplementary Appropriation to the Superior Court of the State of Delaware for the Fiscal Year Ending June 30, 1960," to Appropriations.

SB 346—"An Act to Amend an Act Approved February 4, 1935, 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 Therefore 'By Exempting Certain Real Estate from Municipal Taxation,' to Corporations Municipal.

A Message from the Senate informed the House that the Senate had passed **HB 505**, **HB 435**, and **HCR 36**.

House adjourned at 5:40 until Tuesday, March 15, 1960 at 1:00 P. M.

112TH LEGISLATIVE DAY

The House met pursuant to adjournment on Tuesday, March 15, 1960 at 1:30 P. M.

Prayer by the Chaplain, the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Graves, Johnson, Keenan, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

Absent—Messrs. Carmean, Gove, Kenney—3.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and the Journal be approved. Motion carried.

House recessed for Governor's Hearings at 1:45 P.M.

Mr. King moved that the House adjourn at 6:30 P.M. until Wednesday, March 16, 1960.

113TH LEGISLATIVE DAY

The 113th Legislative Day of the House met pursuant to adjournment at 1:15 P. M. on Wednesday, March 16, 1960.

Prayer by the Chaplain the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Absent—Mr. Latina—1.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and the Journal be approved. Motion carried.

The Chair announced that he was about to sign **SB 362**, **SS 1** for **SB 337**; **HB 505**, **HB 435**, **HCR 36**.

Mr. King moved that the House adjourn until Monday, March 21, at 1:00 P.M.

114TH LEGISLATIVE DAY

The House met pursuant to adjournment at 1:35 P. M. on Monday, March 21, 1960.

Prayer by the Chaplain, the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—34.

Members Absent—Mr. Livingston—1.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and the Journal be approved. Motion carried.

Mr. Shockley on behalf of Corporations Municipal reported **SB 303**, 4 favorable; **SB 346**, 4 favorable.

The following bills were introduced read for the first and second time by title only and referred to committee as follows:

HB 527—"An Act Revising, Arranging, Consolidating and Codifying the Charter and All Public Laws and Statutes Applicable to the Mayor and Council of Wilmington, A Municipal Corporation, Into and Adopting the Same as a Revised Charter for Said Municipal Corporation," by Shockley; to Corporations Municipal.

HB 528—"An Act Relating to the Transportation of Bulk Material Including Gravel, Cinders, Crushed Stone and Fill by Any Means of Transportation Upon the Highways of the State of Delaware; Penalties," by Kleinbach, Pawson; to Public Buildings and Highways.

HB 529—"An Act to Prohibit the Observance of Daylight Saving Time Except After the Holding of a Referendum," by Opdyke; to Miscellaneous.

Mr. Latina moved that **SB 242**—"An Act to Amend Sections 2301 and 2307, Title 19, Delaware Code Relating to Workmen's Compensation," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this Bill pass the House? roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Davidson, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Long, (Mrs.) Manning, Paskey, Pawson, Pryor, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—Messrs. Cannon, Opdyke—2.

NOT VOTING—Mr. English—1.

PRESENT—Mr. Quigley—1.

ABSENT—Messrs. Dineen, Livingston, McGinnes—3.

SB 242 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Shockley moved that **HB 493**—"An Act to Amend Title 11, Delaware Code Relating to the Appointment of a Director for the State Board of Corrections," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Johnson, Keenan, King, Kleinbach, Latina, Long, (Mrs.) Manning, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

NOT VOTING—Messrs. Carmean, Kenney—2.

ABSENT—Messrs. Dineen, Graves, Livingston, McGinnes, Walls—5.

HB 493 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. King moved that **SB 308**—"An Act to Appropriate Funds to The Juvenile Court of Kent and Sussex Counties for the Purpose of Carrying Out the Provisions of Chapter 203, Volume 52, Laws of Delaware Relating to Masters of Said Court," be read for the third and final time and be considered in order to pass the House. Motion carried.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, English, Eskridge, Fifer, Gove, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Long, (Mrs.) Manning, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

NAYS—None.

ABSENT—Messrs. Dineen, Graves, Livingston, McGinness—4.

SB 308 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Kenney moved that **HB 504**—"An Act to Permit the Town of Laurel to Raise More Revenue," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Keenan, Kenney, King, Kleinbach, Latina, Long, (Mrs.) Manning, Opdyke, Paskey, Pawson, Pryor, Richards, Robbins, Shockley, Wright, Mr. Speaker Tribbitt—30.

NAYS—None.

ABSENT—Messrs. Cannon, Livingston, McGinness, Quigley, Walls—5.

HB 504 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Gove moved that **SB 290**—"An Act to Amend Section 791, Title 7, Delaware Code Relating to Raccoon and Opossum," be read for the third and final time. Motion carried.

Mr. Gove moved that roll call on **SB 290** be tabled. Motion carried.

On Mr. King's motion the House adjourned at 2:45 P. M. until Tuesday, March 22, 1960 at 1:00 P. M.

115TH LEGISLATIVE DAY

The House met pursuant to adjournment at 1:30 P. M. on Tuesday, March 22, 1960.

Prayer by the Chaplain Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—32.

Members Absent—Messrs. Davidson, Keenan, Kleinbach—3.

The Clerk proceeded to read the Journal of the previous Session when Mr. King moved that so much be considered the reading of the Journal and the Journal be approved. Motion carried.

Mr. Kenney Chairman of Passed Bills Committee reported having delivered to the Governor's Office **HB 505; HB 435; HCR 36**.

A Message from the Senate informed the House that the Senate had passed **SB 365; SB 359** and requested the concurrence of the House. The Senate also passed and returned to the House **HB 474; HB 348** and **HB 480**.

SB 359—"An Act to Amend Chapter 15, Title 9, Delaware Code, Relating to Levy Court of New Castle County," was read for the first and second time by title only and referred to Revised Statutes.

SB 365—"An Act Making a Supplementary Appropriation to the Department of Public Welfare for the Fiscal Year Ending June 30, 1960," was read for the first and second time by title only.

Mr. Eskridge moved that rules be suspended for the sole purpose of reading **SB 365**—"An Act Making a Supplementary Appropriation to the Department of Public Welfare for the Fiscal Year Ending June 30, 1960," for the third and final time and consider it in order to pass the House. Motion carried.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, English, Eskridge, Fifer, Gove, Johnson, Kenney, King, Livingston, (Mrs.) Manning, Paskey, Pawson, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—25.

NAYS—None.

Members Absent—Messrs. Carmean, Davidson, Dineen, Graves, Keenan, Kleinbach, Latina, Long, McGinnes, Opdyke,—10.

SB 365 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Gove moved that roll call on **SB 290** be lifted from the table. Motion carried.

Roll call on **SB 290** revealed:

YEAS—Messrs. Betts, Cain, Carmean, Clifton, Davidson, Dineen, Gove, Graves, Kenney, Latina, Livingston, Long, McGinnes, Opdyke, Paskey, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—21.

NAYS—Messrs. Bartleson, Best, Eskridge, Fifer, Keenan, King, Kleinbach, Pawson, Richards, Robbins—10.

NOT VOTING—Messrs. English, Johnson, (Mrs.) Manning—3.

ABSENT—Mr. Cannon—1.

SB 290 having received its constitutional majority passed the House and was ordered returned to the Senate.

House adjourned at 5:30 P. M. until Wednesday, March 23, 1960 at 1:00 P. M.

116TH LEGISLATIVE DAY

The House met pursuant to adjournment on Wednesday, March 23rd, at 2:25 P. M.

Prayer by the Chaplain, the Rev. W. W. Hamilton.

Members Present—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—33.

Absent—Messrs. Keenan and Pawson—2.

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

The following letter was received by the Speaker and on motion of Mr. King was ordered spread upon the minutes.

LEAGUE OF WOMEN VOTERS OF DELAWARE

4 Kent Way (Box 364)
Newark, Delaware
March 22, 1960

Hon. Sherman W. Tribbitt
Speaker of the House of Representatives
Odessa Heights
Odessa, Delaware

Dear Mr. Tribbitt:

In behalf of the public's "right to know", the League of

Women Voters of Delaware commends the members of the General Assembly on their decision to carry through the public hearings on governmental reorganization.

It is true that such hearings are expensive. We would therefore approve any steps that might be taken to reduce the expense to a minimum without limiting access to such information and understanding of the proposed bills as may result from full discussion of the pros and cons.

Our dealings with the General Assembly have led us to believe that our legislators, regardless of party or sectional interests share a deep sense of responsibility, and that their primary concern is the best possible government for the people of Delaware. This can be achieved only by consultation, discussion, and careful study of the alternatives. Citizens who are unable to attend the Assembly sessions can do their share by reading the press reports, discussing the issues, and transmitting their views to those who represent them.

It is for these reasons that we respectfully urge the General Assembly to carry out its plan for the public hearings so that decisions can be made on the basis of intelligent consideration of the issues.

May I ask that this letter be read into the official record of the House?

Yours sincerely,
Norma S. Handloff (signed)
Mrs. Samuel Handloff
President
LWV of Delaware

Mr. Betts on behalf of Revised Statutes Committee reported **SB 359**, 5 favorable.

The Chair announced that he was about to sign **HB 348**, **HB 474** and **HB 480**.

A Message from the Senate informed the House that the Senate had passed **SB 296** and requested the concurrence of the House.

Mr. King on behalf of Appropriation Committee reported **HB 509**, 4 favorable.

Mr. Opdyke on behalf of Manufacturing and Commerce Committee reported **HB 526**, 4 favorable.

Mr. Dineen on behalf of Elections Committee reported **HB 522**, 2 favorable, 3 merits; **HB 523**, 2 favorable, 3 merits.

Mr. Kenney, Chairman of Passed Bills Committee reported having delivered to the Governor's Office **HB 474**, **HB 480** and **HB 348**.

Mr. Shockley on behalf of Corporations Municipal reported **HB 527**, 1 favorable, 3 merits.

The following bills were read for the first and second time by title only and referred to committee as follows:

HB 530—"An Act to Amend Chapter 322, Volume 51, Laws of Delaware Relating to the Use of the Old Detention Home as a Temporary Place of Residence for Persons on Probation or Released from Correctional Institutions, by Shockley; to Miscellaneous.

HB 531—"An Act to Provide for the Enlargement and Improvement of the Caesar Rodney Special School District; Appropriating Money for Said Purposes; Authorizing the Financing of Such Enlargement and Improvement by the Issuance of Bonds and Bond Anticipation Notes of the State and By Contributions From the Caesar Rodney Special School District, Defining School District; Authorizing the Issuance of Bond of the School District for the Purpose of Raising Money to Make Such Contributions; and Authorizing the Acceptance of Federal Funds for Building Purposes and Creating Local School Building Commissioners," by Fifer and Robbins; to Education.

HB 532—"An Act to Amend Chapter 21, and Chapter 29 Relating to Insurance Agents and Brokers and Suretyship," by Carmean; to Banking and Insurance.

HB 533—"An Act to Amend 'An Act Making Appropriations for the Expenses of State Government For the Fiscal Year Ending June 30, 1960,' Being Chapter 57, Volume 52, Laws of Delaware, by Making Certain Transfers From the Appropriation to the Delaware Racing Commission," by Shockley; to Appropriations.

HCR 37—"Amending House Concurrent Resolution No. 32 Relating to Designating A Part of U. S. Route 40 as the General Casimir Pulaski Highway," by Latina; to Revised Statutes.

Mr. Gove presented **H.A. 1** to **HB 522** and on motion of Mr. Gove **HA 1** to **HB 522** was adopted.

On Motion of Mr. Shockley **HB 519** was recommitted.

A Message from the Senate informed the House that the Senate had passed **SCR 41** and **SCR 42** and requested the concurrence of the House; also that the Senate had passed **HB 161** and **HB 518** and were returning same.

HS 1 for **HB 519**—"An Act to Amend Title 18, Delaware Code by Adding a New Chapter Relating to Credit Insurance," was introduced by Mr. Shockley, read for the first and second time by title only and referred to Banking and Insurance Committee.

HA 1 to **HB 525** was presented by Mr. McGinnes and on his motion was committed with bill.

Mr. King on behalf of Appropriations Committee reported **SCR 37**, 5 favorable; and **SCR 38**, 5 favorable.

The Chair announced that he was about to sign **HB 348**, **HB 474**, **HB 480**, **SB 242**, **SB 365**, **SB 308** and **SB 290**.

A Message from the Senate informed the House that the Senate had passed **HCR 41**, **HCR 42**, **HB 161** and **HB 518** and was returning same to House.

Mr. Walls presented **HR 139**—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 120th General Assembly.

BE IT RESOLVED, by the House of Representatives of the 120th General Assembly of the State of Delaware, that the following amounts are appropriated out of any money in the General Fund of the State Treasury for the payment of certain expenses connected with the present session of the 120th General Assembly of the State of Delaware, up to and including March 23, 1960, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Representatives, during the present Legislative Session thereof, and the Auditor Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

| | |
|-----------------------------|----------|
| Paul F. Livingston | \$200.00 |
| Russell D. F. Dineen | 200.00 |
| Ralph Keenan | 200.00 |
| Paul E. Shockley | 330.00 |
| Joseph F. Latina | 220.00 |
| T. Lees Bartleson | 343.20 |
| F. Earl McGinnes | 188.00 |
| Mrs. Margaret Manning | 192.00 |
| Charles S. Kleinbach | 172.00 |
| James R. Quigley | 180.00 |
| Robert E. Pawson | 176.00 |
| R. C. Davidson | 155.00 |
| Sherman W. Tribbitt | 100.00 |
| Chester Gove, Jr. | 115.00 |
| Charles R. Pryor | 60.00 |
| Charles C. King | 85.80 |
| Edward Long, Jr. | 20.00 |
| Edward F. Wright | 60.00 |
| William W. Opdyke | 20.00 |

| | |
|---------------------|--------|
| Charles F. Richards | 12.00 |
| Elmer L. Betts | 70.00 |
| Harvey P. Fifer | 48.00 |
| William J. Paskey | 56.00 |
| George W. Cain | 118.80 |
| George A. Robbins | 76.00 |
| Carlton Clifton | 112.00 |
| Edgar English | 136.00 |
| Norman Eskridge | 231.00 |
| R. Allen Cannon | 172.00 |
| Paul H. Kenney | 228.00 |
| James W. Carmean | 212.00 |
| Tilghman S. Johnson | 224.00 |
| Joseph S. Walls | 184.00 |
| William E. Graves | 180.00 |
| William T. Best | 240.00 |

which was read for the first and only time and on further motion by Mr. Walls was adopted by a voice vote.

Mr. Walls presented **HR 140**—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 120th General Assembly."

BE IT RESOLVED by the House of Representatives of the 120th General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees up to and including March 23, 1960.

| | |
|--------------------------|----------|
| Virgil Bork | \$250.00 |
| Elsie Bradley | 275.00 |
| Frank Breeding | 200.00 |
| Irving Brinton | 275.00 |
| William G. Bush, 3rd | 750.00 |
| Margaret Cathell | 250.00 |
| Kathryn R. Crompton | 330.00 |
| Martha Dixon | 200.00 |
| Grover Dill | 200.00 |
| George Fisher | 200.00 |
| Thomas Gray | 150.00 |
| Clifford E. Hall | 292.50 |
| Rev. W. W. Hamilton | 200.00 |
| Herman Holloway | 200.00 |
| Maurice A. Hartnett, 3rd | 750.00 |
| Marshall Hastings | 200.00 |
| Pauline Holmes | 200.00 |
| C. C. Honkins | 200.00 |
| Beatrice V. Hubbard | 275.00 |

| | |
|---------------------|--------|
| Frank Ingram | 200.00 |
| Helen N. Jones | 137.50 |
| Claude W. Jordan | 200.00 |
| Mildred A. Keeler | 200.00 |
| Joseph Kellerher | 250.00 |
| Joseph Kwiatkowski | 750.00 |
| Rebecca Layfield | 200.00 |
| John E. Loder | 200.00 |
| Wesley Lynch | 200.00 |
| Samuel Macy | 200.00 |
| Sara Emily Masten | 275.00 |
| Ernest S. Mattiford | 200.00 |
| Virginia Maziarz | 200.00 |
| Ira Messick | 200.00 |
| Samuel Messick | 250.00 |
| Lloyd Minner | 200.00 |
| Allen Moffit | 200.00 |
| Lois F. Morgan | 250.00 |
| George Nicholson | 200.00 |
| David Ray | 200.00 |
| Ruth Ross | 200.00 |
| Roland Russell | 200.00 |
| Frank X. Shoemaker | 250.00 |
| Clifford M. Simpler | 250.00 |
| John Smith | 200.00 |
| Rosemary Tull | 200.00 |
| William P. Turner | 200.00 |
| Olin Virdin, Sr. | 200.00 |
| Matthew Warrington | 200.00 |
| Roland West | 200.00 |
| Lillian Weston | 200.00 |
| Alice C. Woodward | 250.00 |
| Norman Younger | 200.00 |

which was read for first and only time and on further motion by Mr. Walls was adopted by a voice vote.

Mr. Quigley presented **HR 141**—"Relating to the Forand Bill Presently Before the Congress of the United States of America

WHEREAS, We the Members of the House of Representatives of the 120th General Assembly of the State of Delaware are aware of the Forand Bill presently before the Congress of the United States; and

WHEREAS, We the Members of the House of Representatives of the 120th General Assembly of the State of Delaware are in accord with and recommend the passage of this worthwhile Bill which is designated to give Federal assistance in the nature of medical payments to women of the age of 62 years and over and men of the age of 65 years or over in the event of their hospitalization; NOW THEREFORE

BE IT RESOLVED by the House of Representatives of the 120th General Assembly of the State of Delaware that our Representatives in Congress urge the passage of this worthy legislation and our intentions be made known to the Members of the Congress of the United States of America; and

BE IT FURTHER RESOLVED that copies of this Resolution be sent to the Members of Congress from Delaware, the President Pro Tempore of the U. S. Senate, the Speaker of the U. S. House of Representatives, the Majority and Minority leaders of the two Houses of Congress, members of the press and radio and a copy hereof be spread upon the Minutes of the Journal of the House of Representatives," which was read for the first and only time.

The Chair called for a roll call which revealed:

YEAS—Messrs. Cannon, Clifton, Davidson, Dineen, English, Gove, King, Latina, Livingston, Long, McGinnes, Opdyke, Pryor, Quigley, Shockley, Walls, Wright, Mr. Speaker Tribbitt—18.

NAYS—Messrs. Best, Cain, Robbins—3.

NOT VOTING—Messrs. Bartleson, Carmean, Eskridge, Fifer, Johnson, Kenney, Kleinbach, (Mrs.) Manning, Paskey, Richards—10.

ABSENT—Messrs. Graves, Johnson, Pawson—3.

PRESENT—Mr. Betts—1.

HR 141 having received its constitutional majority passed the House.

A message from the Senate informed the House that **SCR 41** had passed and requested the concurrence of the House.

SCR 41—"Providing for the Adjournment of the Senate and House until Tuesday, April 5, 1960 was read for the first and second time by title only. On suspended rules **SCR 41** was read for the third and final time and adopted by a voice vote.

On motion of Mr. Shockley **HB 519** was recommitted.

Mr. King moved that rules be suspended and **HB 509** be read for the third and final time and be considered in order to pass the House. Motion carried.

HB 509—"An Act Authorizing the Transfer of Funds in the Budget of the Delaware State Development Department," was read for the third and final time.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Clifton, Davidson, Dineen, English, Fifer, Gove, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Wright, Mr. Speaker Tribbitt—29.

ABSENT—Messrs. Cannon, Eskridge, Graves, Keenan, Pawson, Walls—6.

HB 509 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Johnson moved that **HB 495**—"An Act to Amend An Act Entitled 'An Act to Incorporate the Town of Ocean View in Sussex County, Delaware', Being Chapter 649, Volume 18, Laws of Delaware, As Amended, Relating to the Composition and Election of the Town Council of Ocean View," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this Bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, English, Eskridge, Fifer, Gove, Graves, Johnson, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—29.

NAYS—None.

ABSENT—Messrs. Carmean, Dineen, Keenan, Kenney, McGinnes, Pawson—6.

HB 495 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Johnson moved that **HB 496**—"An Act to Amend An Act Entitled 'An Act to Incorporate the Town of Ocean View in Sussex County, Delaware', Being Chapter 649, Volume 18, Laws of Delaware, as Amended, Relating to Jurisdiction of Offenses Committed in Said Town," be read for the third and final time and considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Cain, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Johnson, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAYS—None.

ABSENT—Messrs. Carmean, Graves, Keenan, Kenney, McGinnes, Pawson—7.

HB 496 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Shockley moved that **SB 346**—"An Act to Amend an Act Approved February 4, 1955, 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," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Clifton, Davidson, English, Eskridge, Fifer, Gove, Johnson, King, Kleinbach, Livingston, Long, (Mrs.) Manning, Opdyke, Paskey, Pryor, Quigley, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—27.

NAYS—None.

ABSENT—Messrs. Carmean, Dineen, Graves, Keenan, Kenney, Latina, McGinnes, Pawson—8.

SB 346 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Betts moved that **SB 359**—"An Act to Amend Chapter 15, Title 9, Delaware Code, Relating to Levy Court of New Castle County," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Cannon, Carmean, Clifton, Davidson, Dineen, English, Eskridge, Fifer, Gove, Graves, Kenney, King, Kleinbach, Latina, Livingston Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—31.

NAYS—None.

ABSENT—Messrs. Johnson, Keenan, Pawson, Quigley—

4.

SB 359 having received its constitutional majority passed the House and was ordered returned to the Senate.

Mr. Gove moved that **HB 522** with **HA 1** be read for the third and final time under suspended rules. Motion carried.

HB 522 with **HA 1**—"An Act to Amend Chapter 77, Volume 52, Laws of Delaware Entitled 'An Act to Amend Title 14, Delaware Code, Relating to School Board Elections', by Requiring the Receiver of Taxes of New Castle County to Supply Certain Data to the Department of Elections of New Castle County, By Providing Optional Use of Paper Ballots in Referendum, Limiting Referendum to General Election in 1960, Clarifying Districts Which May Petition for Referendum, And Assessing Costs Therefor", having been read for the third and final time.

On the question "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Betts, Cain, Carmean, Clifton, Davidson, Dineen, Gove, Graves, Johnson, Kenney, King, Kleinbach, Latina, Livingston, Long, McGinnes, Opdyke, Paskey, Pawson, Pryor, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—26.

NAYS—None.

NOT VOTING—Messrs. Bartleson, Eskridge, Fifer, (Mrs.) Manning, Richards—5.

ABSENT—Messrs. Cannon, English, Keenan, Quigley—4.

HB 522 with **HA 1** having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Tribbitt moved that **HB 508**—"An Act Empowering the State Highway Department to Enter Upon Privately Owned Lands for the Purpose of Surveys, Repairs, Reconstruction and Operation of Publicly Financed Improvements and to Assign to Said Agencies the Authority to Determine and Maintain Proper Water Levels Back of Sluices, Water Control Structures and Similar Publicly Financed Installations," be read for the third and final time and be considered in order to pass the House.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Bartleson, Best, Betts, Cain, Carmean, Dineen, Eskridge, Fifer, Gove, Graves, Johnson, Kenney, King, Kleinbach, Livingston, Long, (Mrs.) Manning, McGinens, Opdyke, Paskey, Pawson, Pryor, Richards, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—28.

NAY—Mr. Clifton—1.

PRESENT—Mr. Davidson—1.

ABSENT—Messrs. Carmean, English, Keenan, Latina, Quigley—5.

HB 508 having received its constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. McGinnes moved that all rules be suspended for the sole purpose of reading **HB 523**—"An Act to Amend Chapter 79, Volume 52, Laws of Delaware Entitled 'An Act to Amend Title 14, of the Delaware Code by Providing for the Election of School Board Members of the Conrad School District,' by Providing for Appointment of Members From Districts Voting Against Elected School Boards", for the third and final time in order to pass the House. Motion carried.

On the question, "Shall this bill pass the House?" roll call revealed:

YEAS—Messrs. Best, Betts, Cain, Clifton, Davidson, Dineen, Eskridge, Gove, Graves, King, Kleinbach, Latina, Livingston, Long, (Mrs.) Manning, McGinnes, Opdyke, Paskey, Pryor, Robbins, Shockley, Walls, Wright, Mr. Speaker Tribbitt—24.

NAYS—None.

NOT VOTING—Mr. Bartleson—1.

ABSENT—Messrs. Cannon, Carmean, English, Fifer, Johnson, Kenney, Keenan, Pawson, Quigley, Richards—10.