

House Substitute for House Bill No. 39.

An Act authorizing and empowering any person, partnership, association or corporation, domestic and/or foreign, to make loans on oyster beds or grounds in the Delaware Bay and to hold a mortgage against or an assignment of said beds or grounds as security for said loans.

House Substitute for House Bill No. 44.

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, in reference to registration fees of Motor Vehicles.

House Bill No. 56.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relative to fish, oysters and game, providing for the protection of the oyster beds in the Broadkilk River and Mispillion River and providing that the Warden employed on Watchboat patrolling Broadkilk River shall be a resident of the Tenth Representative District in Sussex County.

House Bill No. 67.

An Act to amend Chapter 58 of the Revised Code of Delaware, 1935, relating to Primary Elections by further defining the duties of the Department of Elections for the City of Wilmington thereto.

House Bill No. 68.

An Act to amend Chapter 57 of the Revised Code of Delaware, 1935, relating to the Department of Elections for the City of Wilmington and its duties concerning places of Registration and Election.

House Bill No. 71.

An Act to amend Chapter 36 of the Revised Code of Delaware, 1935, by providing that a copy of all plans for future State Buildings be filed with the State Archives Commission.

House Bill No. 105 with Senate Amendment No. 1.

An Act to amend Chapter 47, Volume 41, Laws of Delaware, 1937, entitled "An Act appropriating certain money for the construction and equipment of a new State Armory in the City of Milford."

House Bill No. 165 .

An Act to amend Chapter 90 of the Revised Code of Delaware, 1935, in relation to preference being given to Delaware Labor in the construction of Public Works for City, County or State.

House Bill No. 175.

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, as amended, in reference to Operators' and Chauffeurs' Licenses; non-residents, when exempt from Licenses; application for Operators' and Chauffeurs' Licenses; Notary Fees, charging unlawful Notary Fees, misdemeanor; penalty, what application shall contain; providing License Fees; providing Expiration date of License.

House Substitute for House Bill No. 186.

An Act making appropriations for the School Budget for the school years beginning respectively July 1, 1939, and July 1, 1940, and ending respectively June 30, 1940, and June 30, 1941.

House Substitute for House Bill No. 222 as Amended.

An Act to amend Chapter 36 of the Revised Code of Delaware, 1935, relating to the Public Archives Commission.

House Bill No. 372 .

An Act to amend 5352 Section 9 Chapter 156 of the Revised Code of Delaware, 1935, relating to the fees to be charged by the Register in Chancery.

House Bill No. 374.

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relating to the settlement of Personal Estates providing for notice of administration, publication of, effect thereof with respect to claims against the estate of a decedent, and barring certain claims not presented within one year.

House Bill No. 375.

An Act to amend 3813 Section 15 of Chapter 98 of the Revised Code of Delaware, 1935, changing the amount of the Bond to be given by an executor or administrator.

Mr. Knight, on behalf of the Committee on Elections to whom had been referred Senate Substitute for Senate Bill No. 248, entitled:

An Act to amend Chapter 56 of the Revised Code of the State of Delaware (1935) entitled "Registration of Voters."

Reported the same back to the House favorably.

E. S. KNIGHT, *Chairman*
ELLWOOD S. LEACH
VERNER P. BURTON
THOMAS A. KELLUM

Mr. Knight, on behalf of the Committee on Elections to whom had been referred Senate Substitute for Senate Bill No. 249, entitled:

An Act to amend Chapter 58 of the Revised Code of the State of Delaware (1935) entitled "Primary Elections."

Reported the same back to the House favorably.

EDW. S. KNIGHT, *Chairman*
ELLWOOD S. LEACH
VERNER P. BURTON
THOMAS A. KELLUM

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred Senate Substitute for Senate Substitute for Senate Bill No. 257, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relative to Levy Courts providing for the Relief and Care of the Indigent Sick of Sussex County.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 HENRY M. CANBY
 FRED PEPPER
 JOHN A. HARTMAN
 RANDOLPH REYNOLDS

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

Senate Bill No. 173.

Senate Bill No. 184.

Senate Substitute for Senate Bill No. 269.

Senate Bill No. 197.

Senate Bill No. 318.

Senate Substitute for Senate Bill No. 218.

Mr. Canby moved that House Bills Nos. 421, 423, 424, be stricken from the Calendar.

Motion prevailed.

On motion of Mr. Thawley, House Substitute for House Bill No. 310, entitled:

An Act to amend an Act entitled "An Act to reincorporate the Town of Laurel," being Chapter 164, Volume 29, Laws of Delaware, by authorizing the Mayor and Council of Laurel to raise by Taxation a sum not in excess of Twenty-Two Thousand Dollars for general expenses and the Fire Department; Mayor to have deciding Vote in case of a tie in the Council, Powers of the Mayor, Council authorized to borrow money for current expenses.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Thawley—12.

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

On motion of Mr. Benson, House Substitute for House Bill No. 394, entitled:

An Act making an appropriation to the State Military Board for the purpose of making necessary repairs on State Owned Armories located at Dover, Laurel, Newark and New Castle, Delaware.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

House Bill No. 119.

House Bill No. 171.

House Bill No. 107.

House Bill No. 273.

House Substitute for House Bill No. 315.

House Substitute for House Bill No. 366.

House Bill No. 459.

House Bill No. 466.

House Bill No. 467.

On motion of Mr. Benson, House Joint Resolution No. 6, entitled:

Appropriating certain moneys out of the State Treasury to pay certain claims against the State, relative to expenses incurred by the Supreme Court.

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

On the question "Shall the Resolution Pass the House?"

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

YEAS—Messrs, Bailey, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Gordy, Hartman, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—30.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Pennington moved that the rules be suspended for the purpose

of considering Senate Bill No. 190.

Motion prevailed.

On motion of Mr. Pennington, Senate Bill No. 190, entitled:

An Act to provide for Commercial Courses in the Delaware City High School and to appropriate Funds therefor.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

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

And was ordered returned to the Senate.

Mr. McGuigan moved that the vote on House Bill No. 160 be reconsidered.

On the question "Shall the Motion Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

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

Mr. McGuigan moved that House Bill No. 160 be restored to the Calendar.

Motion prevailed.

Mr. Benson moved that the House adjourn until 11 o'clock, A. M., Wednesday, April 19th, 1939.

Motion prevailed.

SEVENTIETH LEGISLATIVE DAY

Dover, Delaware, April 19th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Mr. Benson called the House to order.

Due to the absence of the Chaplain, the Chief Clerk and Reading Clerk.

Roll call was suspended and the reading of the Journal deferred.

There not being a quorum present, Mr. Knight moved that the House adjourn, to meet Thursday, April 20th, 1939, at 11 o'clock, A. M.

Motion prevailed.

SEVENTY-FIRST LEGISLATIVE DAY

Dover, Delaware, April 20th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reyonlds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

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

House Joint Resolution No. 10, entitled:

Requesting that Migratory Waterfowl Season open November 1, 1939, instead of October 16, 1939.

And returned the same to the House.

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

House Bill No. 282.

An Act to amend Chapter 150 of the Revised Code of Delaware, 1935, entitled "Offenses Against Private Property," relating to the issuance of Worthless Cheques for valuable consideration and providing a penalty.

And returned the same to the House.

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

House Bill No. 373.

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206 of the Laws of Delaware, 1937, relating to settlement of Personal Estates, by adding a new Section to be known as Section 35A of Chapter 117 Revised Code of Delaware, 1935, defining the term "Principal" in accounting and distribution of Trust Funds.

And returned the same to the House.

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

House Bill No. 473.

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, entitled "Settlement of Personal Estates, Register of Wills" relating to acquittances from Guardian or Trustee; Form thereof; by providing for filing thereof with Register and prescribing how treated in account before Register.

And returned the same to the House.

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

House Bill No. 472.

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, by defining the term "Principal" in Accounting and Distribution of Trust Funds.

And returned the same to the House.

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

House Bill No. 471.

An Act to repeal all of Chapter 206, Volume 41, Laws of Delaware, 1937, entitled "An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, by adding a new Section to be known as Section 35A, defining the term "Principal" in Accounting and Distribution of Trust Funds.

And returned the same to the House.

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

Senate Substitute for House Bill No. 291.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to Nets used for Fishing, Size of Mesh, and use thereof in Tidal Waters.

And returned the same to the House.

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

Senate Substitute for Senate Bill No. 3.

An Act to amend Chapter 116 of the Revised Code of the State of Delaware as amended relative to the Jurisdiction and Powers of the Juvenile Court of Kent and Sussex Counties by providing for the Compensation of the Probation Officers, and Actual Expenses incurred in the performance of their duties.

And presented the same to the House.

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

Senate Substitute for House Substitute for House Bill No. 290.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to the License Fees for Non-Residents to fish in the Waters of Indian River, Rehoboth Bay, Assawoman Bay and its Tributaries.

And returned the same to the House.

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

Senate Substitute for House Bill No. 292.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, providing for the possession, sale and offering for sale of Hard and Peeler Crabs caught in Indian River and Rehoboth Bay or any of their Tributaries.

And returned the same to the House.

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

Senate Bill No. 319.

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206, Volume 42, Laws of Delaware, 1937, in relation to Investments by Trustees, Guardians and other Fiduciaries

And presented the same to the House.

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

Senate Bill No. 315.

An Act creating a Department of Elections for Kent County; describing its Powers and Duties.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the

House that the Senate had passed and requested the concurrence of the House in the following :

Senate Bill No. 69.

An Act to facilitate the Co-operation of the State of Delaware with other Units of Government and to establish an Unpaid Commission for that purpose.

And presented the same to the House.

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

Senate Bill No. 15.

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue; providing for the exemption of dealers in grains and commercial feeds, fruits and vegetables, poultry and coal.

And presented the same to the House.

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

Senate Bill No. 164.

An Act appropriating certain moneys to Major James W. Cannon to pay claim against the State of Delaware.

And presented the same to the House.

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

Senate Bill No. 181.

An Act authorizing and directing State Highway Department to construct at its own cost a Drainage Sewer along right of way of State Highway through Unincorporated Town or Development known as Stockdale.

And presented the same to the House.

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

Senate Substitute for Senate Bill No. 258.

An Act authorizing the Appointment of a Commission to commemorate "Delaware Day"; Duties thereof.

And presented the same to the House.

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

Senate Substitute for Senate Bill No. 263.

An Act providing for the Auditing of Tax Books of Tax Collectors formerly collecting taxes in New Castle County; uncollected taxes to be collected by Delinquent Tax Collectors, providing for release of Bond under certain conditions.

And returned the same to the House.

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

Senate Bill No. 58 with Senate Amendment No. 1.

An Act making it unlawful to operate a steam generating boiler, using wood, coal, or coke for fuel unless equipped with an effective spark arresting device; defining an effective spark arresting device, and providing penalties for the violations thereof.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the

House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 187.

An Act extending jurisdiction of Harbor Master of Port of Lewes and Lewes and Rehoboth Canal to include Indian River Inlet, Rehoboth Bay and Delaware Breakwater; authority to stop and Board any vessel within his jurisdiction suspected of violation of Law; authority to make arrests on view; salary and expenses.

And presented the same to the House.

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

Senate Bill No. 270.

An Act to provide for the seizure, condemnation and forfeiture to the State of Delaware of all Vehicles knowingly used in or in connection with the commission of any Felony or in the violation of Article 42 of Chapter 100 of the Revised Code of Delaware, 1935, relating to Narcotic Drugs or knowingly and voluntarily used in or in connection with the flight or escape of any person who has committed any Felony or who has violated the provisions of the aforesaid law relating to Narcotic Drugs.

And presented the same to the House.

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

Senate Substitute for House Bill No. 106 with House Amendment No. 1.

An Act authorizing the appointment of a Commission to consider the feasibility of an appropriate crossing of the Delaware River.

And returned the same to the House.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Joint Resolution No. 8, entitled:

Creating a Commission to study the General Welfare needs of the

Negro citizenry in the State of Delaware and appropriating the sum of Five Thousand Dollars for the use and purposes thereof.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
HENRY M. CANBY
GEORGE MANLOVE

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 257, entitled :

An Act to amend Chapter 21 of the Revised Code of Delaware, 1935, providing for the payment for Cattle condemned for Tuberculosis and Bang's Disease.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
HENRY M. CANBY
GEORGE MANLOVE

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

House Substitute for House Bill No. 216. Approved April 17, 1939.

House Substitute for House Bill No. 39. Approved April 17, 1939.

House Substitute for House Bill No. 193. Approved April 17, 1939.

House Bill No. 385. Approved April 17, 1939.

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

House Bill No. 295. Approved April 17, 1939.

House Bill No. 296. Approved April 17, 1939.

House Substitute for House Bill No. 332. Approved April 17, 1939.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

The Chair presented Senate Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, in relation to selling and offering for sale, Hard and Peeler Crabs caught in Indian River and Rehoboth Bay or any of their Tributaries.

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

The Chair presented Senate Substitute for House Bill No. 291, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to Nets used for Fishing, Size of Mesh, and use thereof in Tidal Waters.

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

The Chair presented Senate Substitute for House Substitute for House Bill No. 290, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to the License Fees for Non-Residents to fish in the waters of this State.

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

The Chair presented Senate Substitute for Senate Bill No. 263, entitled:

An Act providing for the Auditing of Tax Books of Tax Collectors formerly collecting taxes in New Castle County; uncollected taxes to be collected by Delinquent Tax Collectors, providing for release of Bond under certain conditions.

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

The Chair presented Senate Substitute for Senate Bill No. 3, entitled:

An Act to amend Chapter 116 of the 1935 Revised Code of the State of Delaware as amended relative to the Jurisdiction and Powers of the Juvenile Court of Kent and Sussex Counties.

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

The Chair presented Senate Substitute for Senate Bill No. 258, entitled:

An Act authorizing the appointment of a Commission to commemorate "Delaware Day"; Duties thereof.

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

The Chair presented Senate Bill No. 181, entitled:

An Act authorizing and directing State Highway Department to construct at its own cost a Drainage Sewer along right of way of State Highway through Unincorporated Town or Development known as Stockdale.

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

The Chair presented Senate Substitute for House Bill No. 106, entitled:

An Act authorizing the appointment of a Commission to consider the feasibility of an appropriate crossing of the Delaware River.

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

The Chair presented Senate Bill No. 270, entitled:

An Act to provide for the seizure, condemnation and forfeiture to the State of Delaware of all Vehicles knowingly used in or in connection with the commission of any Felony or in the violation of Article 42 of Chapter 100 of the Revised Code of Delaware, 1935, relating to Narcotic Drugs or knowingly and voluntarily used in or in connection with the flight or escape of any person who has committed any Felony or who has violated the provisions of the aforesaid law relating to Narcotic Drugs.

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

The Chair presented Senate Bill No. 315, entitled :

An Act creating a Department of Elections for Kent County ; describing its Powers and Duties.

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

The Chair presented Senate Bill No. 319, entitled :

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206, Volume 42, Laws of Delaware, 1937, in relation to Investments by Trustees, Guardians and other Fiduciaries.

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

The Chair presented Senate Bill No. 15, entitled :

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue ; providing for the exemption of dealers in grains and commercial feeds, fruits and vegetables, poultry and coal.

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

The Chair presented Senate Bill No. 187, entitled :

An Act extending jurisdiction of Harbor Master of Port of Lewes and Lewes and Rehoboth Canal to include Indian River Inlet, Rehoboth Bay and Delaware Breakwater ; authority to stop and Board any vessel

within his jurisdiction suspected of violation of Law; authority to make arrests on view; salary and expenses.

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

The Chair presented Senate Bill No. 69, entitled:

An Act to facilitate the Co-operation of the State of Delaware with other Units of Government and to establish an Unpaid Commission for that purpose.

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

The Chair presented Senate Bill No. 164, entitled:

An Act appropriating certain moneys to Major James W. Cannon to pay claim against the State of Delaware.

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

The Chair presented Senate Bill No. 58, with Senate Amendment No. 1, entitled:

An Act making it unlawful to operate a steam generating boiler, using wood, coal, or coke for fuel unless equipped with an effective spark arresting device; defining an effective spark arresting device, and providing penalties for the violations thereof.

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

The Speaker announced he is about to sign:

Senate Bill No. 305 as amended.

Senate Substitute for Senate Bill No. 250.

House Substitute for Senate Bill No. 260.

House Substitute for Senate Bill No. 80.

Mr. Bierlin presented the following petition :

We, the undersigned, do hereby request that the Appropriations Committee report out of Committee, House Substitute for House Bill No. 337, entitled "An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, entitled "Free Public Schools" by providing transportation for school children under certain conditions not otherwise provided for," so that same may have the action of the House.

GEORGE T. BIERLIN
 ABNER WOODWARD
 EDW. S. KNIGHT
 FRED BROWN
 FRANK H. BUCKINGHAM
 F. W. PEPPER
 GEORGE W. RHODES
 WILLIAM BIGGS
 VERNER P. BURTON
 FRED PEPPER
 NORMAN A. DRAPER
 J. LINDEN BARR
 MANFORD PENUEL
 JOSEPH S. NEWNAM
 HERMAN H. STAATS
 FRED S. BAILEY
 RICHARD E. PINDER
 JOHN W. RAMBO

The Speaker announced he is about to sign :

House Bill No. 282.

House Bill No. 373.

House Bill No. 471.

House Bill No. 472.

House Bill No. 473.

Mr. Benson moved that the House recess until 2 o'clock, P. M.

Motion prevailed.

Same Day 2 o'clock, P. M.

House met at expiration of recess.

On motion of Mr. Brown, Senate Substitute for Senate Subsitute for Senate Bill No. 257, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, relative to Levy Courts providing for the Relief and Care of the Indigent Sick of Sussex County.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

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

And was ordered returned to the Senate.

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred Senate Bill No. 58 with Senate Amendment No. 1, entitled:

An Act making it unlawful to operate a steam generating boiler, using wood, coal, or coke for fuel unless equipped with an effective spark arresting device; defining an effective spark arresting device, and providing penalties for the violations thereof.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
ELLWOOD S. LEACH
FRED PEPPER

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred Senate Substitute for Senate Bill No. 3, entitled:

An Act to amend Chapter 116 of the Revised Code of the State of Delaware as amended relative to the Jurisdiction and Powers of the Juvenile Court of Kent and Sussex Counties by providing for the Compensation of the Probation Officers, and Actual Expenses incurred in the performance of their duties.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
ELLWOOD S. LEACH
FRED PEPPER

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred Senate Bill No. 270, entitled:

An Act to provide for the seizure, condemnation and forfeiture to the State of Delaware of all Vehicles knowingly used in or in connection with the commission of any Felony or in the violation of Article 42 of Chapter 100 of the Revised Code of Delaware, 1935, relating to Narcotic Drugs or knowingly and voluntarily used in or in connection with the flight or escape of any person who has committed any Felony or who has violated the provisions of the aforesaid law relating to Narcotic Drugs.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
ELLWOOD S. LEACH
FRED PEPPER

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Bill No. 319, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206, Volume 42, Laws of Delaware, 1937, in relation to Investments by Trustees, Guardians and other Fiduciaries.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
 ELLWOOD S. LEACH
 FRED PEPPER

Mr. Fifer, on behalf of the Committee on Public Lands and Buildings to whom had been referred Senate Bill No. 313 with Senate Amendment No. 1, entitled:

An Act to amend Chapter 4 of the Revised Code of Delaware, 1935, by providing for a Superintendent of all State owned Buildings at the State Capital.

Reported the same back to the House favorably.

C. FRED FIFER, *Chairman*
 GEORGE W. RHODES
 FRED BROWN
 F. W. PEPPER

Mr. Rhodes, on behalf of the Committee on Public Health to whom had been referred Senate Bill No. 181, entitled:

An Act authorizing and directing State Highway Department to construct at its own cost a Drainage Sewer along right of way of State Highway through Unincorporated Town or Development known as Stockdale.

Reported the same back to the House favorably.

GEORGE W. RHODES, *Chairman*
 JOSEPH S. NEWNAM
 C. FRED FIFER
 MANFORD PENUEL
 FRED BROWN

Mr. Fifer on motion for leave introduced House Substitute for House Bill No. 270, entitled:

An Act to provide for the designing, copyrighting and use of a Delaware State Quality Label.

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

Mr. Zebbley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 382, entitled:

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

Reported the same back to the House favorably.

FRANK R. ZEBBLEY, *Chairman*
NORMAN A. DRAPER
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Zebbley, on behalf of the Committee on Miscellaneous to whom had been referred House Substitute for House Bill No. 410, entitled:

An Act authorizing Delaware River Tunnel Company to construct, maintain and operate a vehicular tunnel under the Delaware River from a point at or near Pidgeon Point in the State of Delaware to a point at or near Deep Water Point in the State of New Jersey and granting all necessary rights, privileges, permits and authority therefor.

Reported the same back to the House favorably.

FRANK R. ZEBBLEY, *Chairman*
NORMAN A. DRAPER
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Zebbley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Substitute for House Bill No. 106 with House Amendment No. 1, entitled:

An Act authorizing the appointment of a Commission to consider the feasibility of an appropriate crossing of the Delaware River.

Reported the same back to the House favorably.

FRANK R. ZEBBLEY, *Chairman*
NORMAN A. DRAPER
ABNER WOODWARD
FRANK H. BUCKINGHAM

On motion of Mr. Benson, House Joint Resolution No. 8, entitled:

Creating a Commission to Study the General Welfare needs of the Negro Citizenry in the State of Delaware and appropriating the sum of Five Thousand Dollars for the use and purposes thereof.

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

Mr. Benson offered House Amendment No. 1 to House Joint Resolution No. 8.

Which was taken up for consideration and read in order to pass the House.

Mr. Benson moved that the Amendment be adopted.

Mr. Barr seconded the motion.

On the question "Shall the Amendment Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward; Mr. Speaker—34.

NAYS—None.

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

On the question "Shall the Resolution as amended Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—23.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, Newnam, Pinder, Rambo, A. G. Smith, Staats, Thawley—10.

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

And was ordered to the Senate for Concurrence.

Mr. Knight, on behalf of the Committee on Elections to whom had been referred Senate Bill No. 315, entitled:

An Act creating a Department of Elections for Kent County; describing its Powers and Duties.

Reported the same back to the House favorably.

EDW. S. KNIGHT, *Chairman*
ELLWOOD S. LEACH
THOMAS A. KELLUM
VERNER P. BURTON

Mr. Knight moved that the rules of the House be suspended for the purpose of considering House Bill No. 257.

Motion prevailed.

On motion of Mr. Knight, House Bill No. 257, entitled:

An Act to amend Chapter 21 of the Revised Code of Delaware, 1935, Providing for the Payment for Cattle Condemned for Tuberculosis and Bang's Disease.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W.

Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—31.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Buckingham, on behalf of the Committee on Passed Bills, reported to the House that he had delivered to the Governor the following:

House Substitute for House Bill No. 119.

An Act appropriating certain moneys to Equitable Trust Company, a corporation of the State of Delaware, Executor of the Estate of W. Miller Shaw, deceased, to pay a certain claim against the State of Delaware, arising from an overpayment of the Delaware Estate Tax.

House Bill No. 170.

An Act to amend Chapter 157 of the Revised Code of Delaware, 1935, relating to the State Board of Chiropody, the members thereof, the term of office and vacancies.

House Bill No. 171.

An Act to amend Chapter 157 of the Revised Code of Delaware, 1935, relating to application for Certificate to Practice Chiropody, Fee and Qualification of applicant.

House Bill No. 273.

An Act authorizing the conveyance of certain lands owned by the State of Delaware, situated in South Murderkill Hundred, Kent County, in exchange for certain other lands in said Hundred required for State Highway purposes, and now owned by Clarence T. Postles and Annabelle Postles, his wife.

House Substitute for House Bill No. 315.

An Act to amend Chapter 30 of the Revised Code of Delaware,

1935, regulating the practice of Dentistry, Dental Surgery and Oral Hygiene in the State of Delaware.

House Substitute for House Bill No. 366.

An Act to amend Article 3 of Chapter 43 of the Revised Code of Delaware, 1935, relative to the Levy Court of Sussex County by providing Levy Court Districts and additional Levy Court Commissioners; salaries.

House Bill No. 459.

An Act to promote the Public Health, Safety, Protection of public property and Welfare by creating a State Commission for the purpose of financially assisting and enabling such Institutions, Departments, or Agencies in the State of Delaware, etc.

House Bill No. 466.

An Act to provide that the Receipts and Moneys of the State be deposited in and disbursed from one General Fund on and after July 1, 1941, and making exceptions of certain receipts and moneys therefrom.

House Bill No. 467.

An Act to provide for the establishment of a permanent Budget Commission and defining the powers and duties thereof.

On motion of Mr. Canby, Senate Substitute for Senate Bill No. 248, entitled:

An Act to amend Chapter 56 of the Revised Code of the State of Delaware (1935) entitled "Registration of Voters" by changing manner of selection and appointment of Registration Officers in New Castle County.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs. Barr, Benson, Bierlin, Biggs, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs. Bailey, Burris, Gordy, Hartman, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

And was ordered returned to the Senate.

On motion of Mr. Barr, Senate Substitute for Senate Bill No. 249, entitled:

An Act to amend Chapter 58 of the Revised Code of the State of Delaware (1935) entitled "Primary Elections."

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs. Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs. Bailey, Burris, Gordy, Hartman, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

And was ordered returned to the Senate.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred Senate Bill No. 259, entitled:

An Act authorizing the Levy Court of Kent County to appropriate County monies to David C. Harrison Post No. 14, Inc., American Legion, for the Maintenance of Ambulance.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
GEORGE MANLOVE
HENRY M. CANBY

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Substitute for Senate Bill No. 263, entitled:

An Act to amend Chapter 165, as amended, of the Revised Code of Delaware, 1935, by placing the Motor Vehicle Department under the jurisdiction and control of the State Highway Department.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
FRANK H. BUCKINGHAM
NORMAN A. DRAPER
ABNER WOODWARD

Mr. Pennington on motion for leave introduced House Substitute for House Bill No. 120, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, relating to Coroners by further defining their duties as to the holding of Inquests.

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

On motion of Mr. Pennington, House Substitute for House Bill

No. 425, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, by providing full term electric lighting and power expense for all Free Public Schools within the State.

Which was taken up for consideration and read in order to pass the House.

Mr. Pennington offered House Amendment No. 1 to House Substitute for House Bill No. 425.

Which was taken up for consideration and read in order to pass the House.

Mr. Pennington moved that the Amendment be adopted.

Mr. Reynolds seconded the motion.

On the question "Shall the Amendment Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

On the question, "Shall the Bill as amended pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Brown moved that the rules of the House be suspended for the purpose of considering all Senate Bills.

Motion prevailed.

On motion of Mr. Canby, Senate Bill No. 58 with Senate Amendment No. 1, entitled:

An Act making it unlawful to operate a steam generating boiler, using wood, coal, or coke for fuel unless equipped with an effective spark arresting device; defining an effective spark arresting device, and providing penalties for the violations thereof.

Which was taken up for consideration and read in order to pass the House.

On the question, "Shall the Bill as amended pass the House?"

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

YEAS—Messrs, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Woodward Mr. Speaker—28.

NAYS—Messrs, Bailey, Burris, Rambo, Staats, Thawley—5.

So the question was decided in the affirmative and the bill as amended having received the required constitutional majority passed the House.

And was ordered returned to the Senate.

On motion of Mr. Brown, Senate Substitute for Senate Bill No. 263, entitled:

An Act providing for the Auditing of Tax Books of Tax Collectors formerly collecting taxes in New Castle County; uncollected Taxes to be collected by Delinquent Tax Collectors, providing for release of Bond under certain conditions.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Bailey, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

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

And was ordered returned to the Senate.

On motion of Mr. Canby, Senate Bill No. 319, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206, Volume 42, Laws of Delaware, 1937, in relation to Investments by Trustees, Guardians and other Fiduciaries.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Bailey, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith,

Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

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

And was ordered returned to the Senate.

On motion of Mr. Brown, Senate Bill No. 315, entitled:

An Act creating a Department of Elections for Kent County; describing its Powers and Duties.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

And was ordered returned to the Senate.

On motion of Mr. Canby, Senate Bill No. 270, entitled:

An Act to provide for the seizure, condemnation and forfeiture to the State of Delaware of all Vehicles knowingly used in or in connection with the commission of any Felony or in the violation of Article 42 of Chapter 100 of the Revised Code of Delaware, 1935, relating to Narcotic Drugs or knowingly and voluntarily used in or in connection with the flight or escape of any person who has committed any Felony or

who has violated the provisions of the aforesaid law relating to Narcotic Drugs.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered returned to the Senate.

Mr. Woodward, on behalf of the Committee on Fish, Oysters, and Game to whom had been referred Senate Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, in relation to selling and offering for sale, Hard and Peeler Crabs caught in Indian River and Rehoboth Bay or any of their Tributaries.

Reported the same back to the House favorably.

ABNER WOODWARD, *Chairman*
F. W. PEPPER
WM. K. PENNINGTON
RANDOLPH REYNOLDS
JOHN W. RAMBO

Mr. Woodward, on behalf of the Committee on Fish, Oysters, and Game to whom had been referred Senate Substitute for House Substitute for House Bill No. 290, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to the License Fees for Non-Residents to fish in the Waters of Indian River, Rehoboth Bay, Assawoman Bay and its Tributaries.

Reported the same back to the House favorably.

ABNER WOODWARD, *Chairman*
F. W. PEPPER
WM. K. PENNINGTON
RANDOLPH REYNOLDS
JOHN W. RAMBO

Mr. Woodward, on behalf of the Committee on Fish, Oysters and Game to whom had been referred Senate Substitute for House Bill No. 291, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to Nets used for Fishing, Size of Mesh, and use thereof in Tidal Waters.

Reported the same back to the House favorably.

ABNER WOODWARD; *Chairman*
F. W. PEPPER
WM. K. PENNINGTON
RANDOLPH REYNOLDS
JOHN W. RAMBO

Mr. Bierlin, on behalf of the Committee on Agriculture to whom had been referred House Substitute for House Bill No. 270, entitled:

An Act to provide for the designing, copyrighting and use of a Delaware State Quality Label.

Reported the same back to the House favorably.

GEORGE T. BIERLIN, *Chairman*
WILLIAM BIGGS
VERNER P. BURTON
ABNER WOODWARD

Mr. Fifer on motion for leave introduced House Substitute for

House Bill No. 450, entitled:

An Act providing for the appointment of Constables in Kent County, stipulating their powers and duties.

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

On motion of Mr. Burton, Senate Substitute for House Bill No. 292, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, providing for the possession, sale and offering for sale of Hard and Peeler Crabs caught in Indian River and Rehoboth Bay or any of their Tributaries.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Thawley, Woodward, Mr. Speaker—31.

NAYS—Messrs, Burris, Pinder, Staats—3.

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

On motion of Mr. Fred Pepper, Senate Substitute for House Substitute for House Bill No. 290, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to the License Fees for Non-Residents to fish in the Waters of Indian River, Rehoboth Bay, Assawoman Bay and its Tributaries.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

On motion of Mr. Fred Pepper, Senate Substitute for House Bill No. 291, entitled :

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to Nets used for Fishing, Size of Mesh, and use thereof in Tidal Waters.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Bailey, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Woodward, Mr. Speaker—33.

NAYS—Mr. Thawley—1.

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

Mr. Benson moved that House Bills Nos. 448, 460, 461, be stricken from the Calendar.

Motion prevailed.

Mr. Benson moved that the House adjourn until 11 o'clock, A. M., Friday, April 21st, 1939.

Motion prevailed.

SEVENTY-SECOND LEGISLATIVE DAY

Dover, Delaware, April 21st, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Canby moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

On motion for leave, Mr. Canby introduced House Resolution No. 40, entitled:

Authorizing payments on account to attaches and employees of the House of Representatives.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Bierlin, Biggs, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Manlove, McGuigan, Moore, Newnam, Penuel, Fred Pepper, F. W. Pepper, Pin-

der, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—30.

NAYS—None.

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

Mr. Buckingham, on behalf of the Committee on Passed Bills, reported to the House he had delivered to the Governor the following:

House Bill No. 282.

An Act to amend Chapter 150 of the Revised Code of Delaware, 1935, entitled "Offenses Against Private Property," relating to the issuance of Worthless Cheques for valuable consideration and providing a penalty.

House Bill No. 373.

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206 of the Laws of Delaware, 1937, relating to settlement of Personal Estates, by adding a new Section to be known as Section 35A of Chapter 117 Revised Code of Delaware, 1935, defining the term "Principal" in accounting and distribution of Trust Funds.

House Bill No. 471.

An Act to Repeal all of Chapter 206, Volume 41, Laws of Delaware, 1937, entitled "An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, by adding a new Section to be known as Section 35A, defining the term "Principal" in Accounting and Distribution of Trust Funds.

House Bill No. 472.

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, by defining the term "Principal" in Accounting and Distribution of Trust Funds.

House Bill No. 473.

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, entitled "Settlement of Personal Estates, Register of Wills" relating to acquittances from Guardian or Trustee; Form thereof; by providing for filing thereof with Register and prescribing how treated in account before Register.

House Joint Resolution No. 10.

Requesting that Migratory Waterfowl Season open November 1, 1939 instead of October 16, 1939.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 316, entitled:

An Act appropriating certain moneys for the Payment of Expenses of the Administrator appointed under the Uniform Act for out-of-State Parole Supervision.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
GEORGE MANLOVE
HENRY M. CANBY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred Senate Substitute for House Bill No. 57, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, relating to Bonds for School Building Programs for Free Public Schools by providing for the authority to borrow money and issue Bonds, the amount, form and text of Bonds, the Payment and Maturity thereof and the Redemption thereof.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
GEORGE MANLOVE
HENRY M. CANBY

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Bill No. 148, entitled:

An Act to amend Chapter 160 of the Revised Code of Delaware, 1935, relative to the Housing Authority Law by repealing the Authority to make Loans from the General Fund of the State.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
FRANK H. BUCKINGHAM
ABNER WOODWARD
NORMAN A. DRAPER

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Substitute for House Bill No. 120, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, relating to Coroners by further defining their duties as to the holding of inquests.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
RANDOLPH REYNOLDS
HENRY M. CANBY
FRED PEPPER

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Bill No. 180 with Senate Amendment No. 1, entitled:

An Act creating a State Bureau of Identification within the State Police.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
FRANK H. BUCKINGHAM
ABNER WOODWARD
NORMAN A. DRAPER

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

On motion of Mr. Zebble, Senate Substitute for House Bill No. 106, entitled :

An Act authorizing the appointment of a commission to consider the feasibility of an appropriate crossing of the Delaware River.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—None.

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

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

Motion prevailed.

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

House met at expiration of recess.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN :

Senate Substitute for House Bill No. 106 as Amended.

Senate Substitute for House Substitute for House Bill No. 290.

Senate Substitute for House Bill No. 291.

Senate Substitute for House Bill No. 292.

Mr. Pepper moved that House Bill No. 160 be referred back to the Committee on Appropriations.

Motion prevailed.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Draper, on behalf of the Committee on Education to whom had been referred House Bill No. 258, entitled:

An Act authorizing the appointment of a Commission to commemorate "Delaware Day;" Duties thereof.

Reported the same back to the House favorably.

NORMAN A. DRAPER, *Chairman*
HENRY M. CANBY
WILLIAM BIGGS
EDWARD S. KNIGHT

On motion of Mr. Fifer House Substitute for House Bill No. 270, entitled:

An Act to provide for the designing, copyrighting and use of a Delaware State Quality Label.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Hartman, Kellum, Manlove, McGuigan, Moore Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Concurrent Resolution No. 19, entitled :

Modifying Resolution in reference to New Business.

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

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

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—13.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Bierlin, House Substitute for House Bill No. 337,

entitled :

An Act to amend Chapter 71, of the Revised Code of Delaware, 1935, entitled "Free Public Schools" by providing Transportation for School Children under certain conditions not otherwise provided for.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Gordy, Hartman, Kellum, Leach, McGuigan, Moore, Newnam, Penuel, Fred Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward—29.

NAYS—Mr. Speaker—1.

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

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

Senate Bill No. 58 with Amendment.

Senate Bill No. 190.

Senate Substitute for Senate Bill No. 248.

Senate Substitute for Senate Bill No. 249.

Senate Substitute for Senate Bill No. 257.

Senate Substitute for Senate Bill No. 263.

Senate Bill No. 270.

Senate Bill No. 315.

Senate Bill No. 319.

Mr. Brown moved that the House suspend all rules for April 21.

Motion prevailed.

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

House Bill No. 476, with Senate Amendment No. 1.

An Act to create a State Commission for the purpose of promoting the General Welfare of the citizens of the State of Delaware and making an appropriation thereto for the purpose of encouraging the Commemoration and observance of Memorial and Patriotic Holidays; and for the Burial of Indigent Soldiers, Sailors and Marines.

And returned the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the Hous in the following:

Senate Substitute for Senate Bill No. 302.

An Act authorizing Motor Vehicle Commissioner to make such Rules and Regulations as may be necessary and proper in order to conform to the Rules and Regulations of the Interstate Commerce Commission and to establish a more Uniform Motor Vehicle Code and more Uniform Traffic Rules and Regulations.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the

House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Substitute for Senate Bill No. 14.

An Act relative to the Coroner of Sussex County; providing for Mileage necessarily travelled and Employment of a Secretary.

And presented the same to the House.

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

House Concurrent Resolution No. 19.

Modifying Resolution in reference to New Business.

And returned the same to the House.

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

House Bill No. 134.

An Act to appropriate the sum of Nine Hundred and Seventy-Three Dollars and Eighty-Seven Cents to Pure Oil Company to reimburse it for penalty paid to the State of Delaware in Motor Fuel Taxes.

And returned the same to the House.

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

House Bill No. 50.

An Act to amend Chapter 72 of the Revised Code of Delaware, 1935, prohibiting the Sale of Alcoholic Liquors to Students of the University of Delaware by repealing same.

And returned the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the

House that the Senate had concurred in the following:

House Bill No. 477.

An Act appropriating money out of the State Treasury for the payment of claim of Calvin G. McKay against the State.

And returned the same to the House.

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

House Substitute for House Bill No. 464.

An Act authorizing the State of Delaware to borrow moneys from the State School Fund and Funds allocated to the State Highway Department for use of the General Fund.

And returned the same to the House.

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

House Substitute for House Bill No. 132 with House Amendment No. 1.

An Act appropriating money out of the State Treasury for the payment of the claim of Reuben Paris against the State.

And returned the same to the House.

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

House Substitute for House Bill No. 394.

An Act making an appropriation to the State Military Board for the purpose of making necessary repairs on State Owned Armories located at Dover, Laurel, Newark and New Castle, Delaware.

And returned the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the

House that the Senate had concurred in the following:-

House Bill No. 151.

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to Tariff of Licenses, for the Sale of Alcoholic Liquors, Wines and Beer.

And returned the same to the House.

Mr. Zebley, on behalf of the Committee on Claims to whom had been referred Senate Bill No. 164, entitled:

An Act appropriating certain moneys to Major James W. Cannon to pay claim against the State of Delaware.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ELMER E. BENSON
GEORGE MANLOVE
FRANK H. BUCKINGHAM

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

House Bill No. 475, Approved April 20, 1939.

House Substitute for House Bill No. 221, Approved April 21, 1939.

Mr. Fred Pepper, on motion for leave introduced House Substitute for Senate Bill No. 308, entitled:

An Act authorizing and empowering the State Highway Department to sell certain Public Lands to any person, Association or group of Persons who have erected thereon a Building or Buildings; State Highway Department to convey lands to a Trustee if deemed advisable; method of determining a reasonable Price for said Lands.

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

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Substitute for Senate Bill No. 308, entitled:

An Act authorizing and empowering the State Highway Department to sell certain Public Lands to any Person, Association or group of Persons who have erected thereon a Building or Buildings; State Highway Department to convey Lands to a Trustee if deemed advisable; method of determining a reasonable Price for said Lands.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
NORMAN A. DRAPER
FRANK H. BUCKINGHAM

Mr. Benson on motion for leave introduced House Bill No. 478, entitled:

An Act authorizing the State Highway Department to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the fiscal year ending June 30, 1941.

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

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 478, entitled:

An Act authorizing the State Highway Department to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the fiscal year ending June 30, 1941.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
NORMAN A. DRAPER
FRANK H. BUCKINGHAM

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

House Bill No. 470.

An Act to amend Chapter 133 of the Revised Code of Delaware, 1935, relating to Executions with reference to Writs of Possession.

And returned the same to the House.

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

Senate Substitute for Senate Bill No. 210.

An Act authorizing the use of Prisoners on Mosquito Control Work under the General Supervision of the Mosquito Control Commission; providing for Guards; appropriation of Five Thousand Dollars to cover cost of transportation and other necessary expenses.

And presented the same to the House.

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

Senate Substitute for Senate Bill No. 162.

An Act to provide for the Protection from Erosion of the Beach Front of the Atlantic Ocean from the Maryland and Delaware Boundary Line to the Point of Cape Henlopen.

And presented the same to the House.

On motion of Mr. Benson, House Bill No. 478, entitled:

An Act authorizing the State Highway Department to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the fiscal year ending June 30, 1941.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Thawley—12.

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

And was ordered to the Senate for Concurrence.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

Senate Bill No. 43 with Senate Amendment No. 1.

On motion of Mr. Benson, House Concurrent Resolution No. 20, entitled:

Modifying Resolution in reference to New Business.

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

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, Stein Woodward, Mr. Speaker—30.

NAYS—Messrs, Newnam, A. G. Smith, Staats, Thawley—4.

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

And was ordered to the Senate for Concurrence.

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

Senate Substitute for Senate Bill No. 281.

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, by authorizing the Levy Courts of the various Counties to appropriate County monies to the various Fire Companies of each County for maintenance of ambulance service.

And presented the same to the House.

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

House Bill No. 299 with House Amendment No. 1.

An Act to authorize the Levy Court of New Castle County to appropriate money to regularly organized and motorized Fire Companies in New Castle County, outside of the City of Wilmington.

And returned the same to the House.

The Chair presented House Bill No. 476 with Senate Amendment No. 1, entitled:

An Act to create a State Commission for the purpose of promoting the General Welfare of the citizens of the State of Delaware and making an appropriation thereto for the purpose of encouraging the Commemoration and observance of Memorial and Patriotic Holidays; and for the Burial of Indigent Soldiers, Sailors and Marines.

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

On motion for leave, Mr. Benson introduced House Resolution No. 41, entitled:

Appropriating certain Money out of the State Treasury to pay certain expenses of the House of Representatives of the State of Delaware connected with the present session thereof.

BE IT RESOLVED, By the House of Representatives of the State of Delaware, that the following amounts be and the same are hereby appropriated out of any money in the State Treasury for the payment of certain expenses connected with the present Session thereof, and the State Treasurer is hereby authorized, fully empowered and directed to pay to the respective claimants hereinafter named the respective sums set opposite their respective names, viz:

Hugh A. George Co.	\$294.85
The Diamond State Telephone Company	488.72
George G. Richardson	2.00
Joseph H. Franzen Co.	175.00
Delaware Locksmith Co.	25.00
The Victor Lynn Transportation Co.40
Walter T. Massey	8.42
Masten Trucking Co., Inc.96
Pleasant Inn	36.50
Wilmington Country Club	95.00
Remington Rand, Inc.	152.50

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Hartman, Kellum, Leach, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—23.

NAYS—None.

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

On motion for leave, Mr. Benson introduced House Resolution No. 42, entitled:

Appropriating Money out of the State Treasury to pay certain expenses connected with the Biennial Session of the One Hundred and Seventh General Assembly.

BE IT RESOLVED, By the House of Representatives of the One Hundred and Seventh General Assembly of the State of Delaware:

That the following amounts be and the same are hereby appropriated out of any money in the State Treasury for the payment of certain expenses connected with the Present Session of the House of Representatives of the One Hundred and Seventh General Assembly of the State of Delaware, which said expenses are hereby declared to be 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 in 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 hereby authorized and fully empowered and directed to approve and properly execute warrants for, and the State Treasurer is hereby authorized and fully empowered and directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

Frank R. Zebley, Speaker	\$132.00
Elwood S. Leach	132.00
Henry M. Canby	132.00
Fred Brown	132.00
James C. McGuigan	132.00
Thomas A. Kellum	148.80
Abner Woodward	120.00
Frank H. Buckingham	112.80
George W. Rhodes	98.40
Richard E. Pinder, Sr.	108.00
George T. Bierlin	103.20
William K. Pennington	96.00

Harvey E. Moore	74.40
Randolph P. Reynolds	50.40
Herman A. Staats	38.40
Joseph S. Newnam	28.80
Isaac M. Burris	12.00
John W. Rambo	31.20
John A. Hartman	28.80
Charles F. Fifer	14.40
Allen G. Smith	28.80
Fred S. Bailey	40.80
William Biggs	60.00
Edward Knight	14.40
George Manlove	48.00
Norman A. Draper	74.40
Samuel J. Stein	96.00
Frank W. Thawley	112.80
Reese O. Gordy	115.20
Manford Penuel	124.80
Fred Pepper	134.40
Verner P. Burton	129.60
John L. Barr	84.00
Fred W. Pepper	78.00

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Thawley, Woodward, Mr. Speaker—31.

NAYS—None.

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

Mr. Brown, on behalf of the Committee on Corporations Municipal

to whom had been referred House Bill No. 476, entitled:

An Act to create a State Commission for the purpose of promoting the General Welfare of the citizens of the State of Delaware and making an appropriation thereto for the purpose of encouraging the Commemoration and observance of Memorial and Patriotic Holidays; and for the Burial of Indigent Soldiers, Sailors and Marines.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
NORMAN A. DRAPER
WM. K. PENNINGTON

On motion of Mr. Brown, House Bill No. 476, with Senate Amendment No. 1, entitled:

An Act to create a State Commission for the purpose of promoting the General Welfare of the citizens of the State of Delaware and making an appropriation thereto for the purpose of encouraging the Commemoration and observance of Memorial and Patriotic Holidays; and for the Burial of Indigent Soldiers, Sailors and Marines.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill as Amended Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs, Burris, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

And was ordered to the Senate for Concurrence.

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

Senate Concurrent Resolution No. 22.

Relative to Adjournment from April 21, 1939, to May 2, 1939.

And presented the same to the House.

We, the undersigned, in accordance with Rule No. 28, do hereby request that Senate Bill No. 69, entitled "An Act to facilitate the Cooperation of the State of Delaware with other Units of Government and to establish an Unpaid Commission for that purpose" be reported out of the Miscellaneous Committee so that same may have the action of the House.

GEORGE W. RHODES
 ABNER WOODWARD
 WILLIAM BIGGS
 GEORGE T. BIERLIN
 FRANK H. BUCKINGHAM
 WM. K. PENNINGTON
 ELLWOOD S. LEACH
 FRED BROWN
 RANDOLPH REYNOLDS
 EDW. S. KNIGHT
 MANFORD PENUEL
 JOHN L. BARR
 J. CARL McGUIGAN
 ELMER E. BENSON
 THOMAS A. KELLUM
 VERNER P. BURTON
 C. FRED FIFER
 F. W. PEPPER

On motion of Mr. Zebley, Senate Concurrent Resolution No. 22, entitled:

Relative to adjournment from April 21, 1939, to May 2, 1939.

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

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

And was ordered returned to the Senate.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN :

House Bill No. 50.

House Bill No. 134.

House Bill No. 151.

House Substitute for House Bill No. 394.

House Substitute for House Bill No. 464.

House Bill No. 470.

House Bill No. 477.

House Concurrent Resolution No. 19.

The Chair presented Senate Substitute for Senate Bill No. 162, entitled :

An Act to provide for the protection from Erosion of the Beach Front opposite the City of Rehoboth Beach, Sussex County, Delaware.

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

The Chair presented Senate Substitute for Senate Bill No. 281, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, by authorizing the Levy Courts of the various Counties to appropriate County monies to the various Fire Companies of each County for maintenance of ambulance service.

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

The Chair presented Senate Substitute for Senate Bill No. 302, entitled:

An Act authorizing Motor Vehicle Commissioner to make such Rules and Regulations as may be necessary and proper in order to conform to the Rules and Regulations of the Interstate Commerce Commission and to establish a more Uniform Motor Vehicle Code and more Uniform Traffic Rules and Regulations.

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

The Chair presented Senate Substitute for Senate Substitute for Senate Bill No. 14, entitled:

An Act relative to the Coroner of Sussex County: Providing for Mileage necessarily travelled and increasing amount allowed for Jurors.

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

The Chair presented Senate Substitute for Senate Bill No. 210, entitled:

An Act authorizing the use of Prisoners on Mosquito Control Work under the General Supervision of the Mosquito Control Commission; providing for Guards; appropriation of Five Thousand Dollars to cover cost of transportation and other necessary expenses.

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

On motion of Mr. Brown, Senate Bill No. 57, entitled:

An Act to repeal Article 12 of Chapter 70 of the Revised Code of Delaware, 1935, relating to the Delaware Commission for the Feeble-Minded, and to enact a new Article in lieu thereof establishing a Commission for the Mentally Deficient.

Which was taken up for consideration and read in order to pass the House.

Mr. Brown offered House Amendment No. 1, to Senate Bill No. 57.

Which was taken up for consideration and read in order to pass the House.

Mr. Brown moved House Amendment be adopted.

Mr. Benson seconded motion.

On the question, "Shall the Amendment Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newman, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Woodward, Mr. Speaker—33.

NAYS—Mr. Thawley—1.

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

On the question, "Shall the Bill as Amended pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum,

Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Woodward, Mr. Speaker—31.

NAYS—Messrs, Pinder, Thawley—2.

So the question was decided in the affirmative and the bill as amended having received the required constitutional majority passed the House.

And was ordered returned to the Senate.

On motion of Mr. Brown, Senate Substitute for Senate Bill No. 3, entitled:

An Act to amend Chapter 116 of the 1935 Revised Code of the State of Delaware as amended relative to the Jurisdiction and Powers of the Juvenile Court of Kent and Sussex Counties.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—Messrs, Newnam, Staats—2.

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

And was ordered returned to the Senate.

On motion of Mr. Rhodes, Senate Bill No. 69, entitled:

An Act to facilitate the Cooperation of the State of Delaware with

other Units of Government and to establish an Unpaid Commission for that purpose.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Gordy, Hartman, Kellum, Leach, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, Staats, Stein, Thawley, Woodward—29.

NAYS—Messrs, Draper, Mr. Speaker—2.

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

And was ordered returned to the Senate.

On motion of Mr. Brown, Senate Bill No. 148, entitled:

An Act to amend Chapter 160 of the Revised Code of Delaware, 1935, relative to the Housing Authority Law by repealing the Authority to make Loans from the General Fund of the State.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—13.

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

And was ordered returned to the Senate.

On motion of Mr. Pennington, House Substitute for House Bill No. 120, entitled:

An Act to amend Chapter 49 of the Revised Code to Delaware, 1935, relating to Coroners by further defining their duties as to the holding of inquests.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Kellum, Leach, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—23.

NAYS—Messrs, McGuigan, Pinder, Rambo, A. G. Smith, Staats, Thawley—6.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Brown, Senate Bill No. 164, entitled:

An Act appropriating certain moneys to Major James W. Cannon to pay claim against the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Kellum, Leach, Manlove, McGuigan, Moore, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Knight, Stein, Woodward, Mr. Speaker—24.

NAYS—Messrs, Staats, Thawley—2.

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

And was ordered returned to the Senate.

On motion of Mr. Brown, Senate Bill No. 180, with Senate Amendment No. 1, entitled:

An Act creating a State Bureau of Identification within the State Police.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Brown, Buckingham, Burton, Draper, Fifer, Kellum, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Stein, Woodward, Mr. Speaker—18.

NAYS—Messrs, Bailey, Biggs, Burris, Gordy, McGuigan, Moore, Newnam, F. W. Pepper, Pinder, Rambo, A. G. Smith, Staats—12.

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

And was ordered returned to the Senate.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

House Bill No. 299 as Amended.

House Bill No. 476 as Amended.

House Substitute for House Bill No. 132 as Amended.

On motion of Mr. Kellum, Senate Bill No. 181, entitled:

An Act authorizing and directing State Highway Department to construct at its own cost a Drainage Sewer along right of way of State Highway through Unincorporated Town or Development known as Stockdale.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered returned to the Senate.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred Senate Substitute for Senate Bill No. 72, entitled:

An Act providing for the payment of a portion of the costs by the State Highway Department of the dredging of the channel of Indian River.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
GEORGE MANLOVE

Mr. Zebley, on behalf of the Committee on Claims to whom had been referred Senate Bill No. 132, entitled:

An Act appropriating Certain Moneys to Harvey B. Biggs to pay Claim against the State of Delaware.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
FRANK H. BUCKINGHAM
GEORGE MANLOVE
ELMER E. BENSON

On motion of Mr. Draper, Senate Substitute for Senate Bill No. 72, entitled:

An Act providing for the payment of a portion of the costs by the State Highway Department of the dredging of the channel of Indian River.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Knight, Mr. Speaker—25.

NAYS—Messrs, Hartman, Newnam, Pinder, Rhodes, A. G. Smith, Staats, Stein, Thawley, Woodward—9.

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

And was ordered returned to the Senate.

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

Senate Substitute for House Substitute for House Bill No. 219 as Amended.

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the sale of Alcoholic Liquor in Pharmacies or Drug Stores for Medical purposes only.

And returned the same to the House.

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

House Substitute for House Substitute for House Bill No. 224 with House Amendment No. 1, and Senate Amendments Nos. 1 and 2.

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, relating to Occupational Licenses.

And returned the same to the House.

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

House Concurrent Resolution No. 20.

Modifying Resolution in Reference to New Business.

And returned the same to the House.

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

House Bill No. 176.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by prohibiting the Board of Game and Fish Commissioners from purchasing culls or seconds; by requiring said Board to give preference to animals, birds and fish raised in Delaware; and by permitting said Board to use its discretion in the distribution of rabbits, quail and pheasants.

And returned the same to the House.

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

House Substitute for House Bill No. 425 as Amended.

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, by providing full term electric lighting and power expense for all Free Public Schools within the State.

And returned the same to the House.

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

House Bill No. 179.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to fish, oysters and game, by providing for the free distribution of the annual report of the Board of Game and Fish Commissioners and by requiring a bond to be given by persons authorized to sell hunting and fishing licenses.

And returned the same to the House.

On motion of Mr. Benson, Senate Bill No. 132, entitled:

An Act appropriating Certain Moneys to Harvey B. Riggs to pay Claim against the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs. Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. Smith, Staats, Stein, Woodward, Mr. Speaker—33.

NAYS—Mr. Thawley—1.

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

And was ordered returned to the Senate.

The Chair presented House Substitute for House Substitute for House Bill No. 224, with Senate Amendment No. 1, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935, relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, relating to Occupational Licenses.

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

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Substitute for House Substitute for House Bill No. 224, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware,

1937, relating to Occupational Licenses.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
FRANK H. BUCKINGHAM
NORMAN A. DRAPER

Mr. Benson on motion for leave introduced House Joint Resolution No. 12, entitled:

Appropriating certain Moneys out of the State Treasury to pay certain Claims against the State, relating to Expenses incurred by the Court of Chancery.

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

Mr. Benson on motion for leave introduced House Joint Resolution No. 13, entitled:

Appropriating certain Moneys out of the State Treasury to pay certain Claims against the State, relating to Expenses incurred by the Supreme Court.

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

On motion of Mr. Brown, Senate Substitute for Senate Bill No. 281, entitled:

An Act to amend Chapter 43 of the Revised Code of Delaware, 1935, by authorizing the Levy Courts of the various Counties to appropriate County monies to the various Fire Companies of each County for maintenance of ambulance service.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Hartman, Kellum, Leach, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Woodward, Mr. Speaker—25.

NAYS—Mr. Thawley—1.

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

And was ordered returned to the Senate.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Joint Resolution No. 12, entitled:

Appropriating certain Moneys out of the State Treasury to pay certain Claims against the State; relating to Expenses incurred by the Court of Chancery.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
FRANK H. BUCKINGHAM
NORMAN A. DRAPER

On motion of Mr. Benson, House Joint Resolution No. 12, entitled:

Appropriating certain Moneys out of the State Treasury to pay certain Claims against the State, relating to Expenses incurred by the Court of Chancery.

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

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Woodward, Mr. Speaker—33.

NAYS—Mr. Thawley—1.

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

And was ordered to the Senate for Concurrence.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Joint Resolution No. 13, entitled:

Appropriating certain Moneys out of the State Treasury to pay certain Claims against the State, relating to Expenses incurred by the Supreme Court.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
FRANK H. BUCKINGHAM
NORMAN A. DRAPER

On motion of Mr. Benson, House Joint Resolution No. 13, entitled:

Appropriating certain Moneys out of the State Treasury to pay certain Claims against the State, relating to Expenses incurred by the Supreme Court.

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

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum,

Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Woodward, Mr. Speaker—33.

NAYS—Mr. Thawley—1.

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

And was ordered to the Senate for Concurrence.

The Chair presented Senate Substitute for House Substitute for House Bill No. 219, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the Sale of Alcoholic Liquor in Pharmacies or Drug Stores for Medical purposes only.

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

On motion of Mr. Brown, Senate Bill No. 259, entitled:

An Act authorizing the Levy Court of Kent County to appropriate County monies to David C. Harrison Post No. 14, Inc., American Legion, for the Maintenance of Ambulance.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Kellum, Leach, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs, Gordy, Hartman, Pinder, A. G. Smith, Staats, Thawley—6.

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

And was ordered returned to the Senate.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Substitute for House Substitute for House Bill No. 219, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the sale of Alcoholic Liquor in Pharmacies or Drug Stores for Medical purposes only.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
FRANK H. BUCKINGHAM
NORMAN A. DRAPER

On motion of Mr. Brown, Senate Bill No. 316, entitled:

An Act appropriating certain moneys for the Payment of Expenses of the Administration appointed under the Uniform Act for out-of-State Parole Supervision.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs, Staats, Thawley—2.

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

And was ordered returned to the Senate.

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

House Bill No. 478.

An Act authorizing the State Highway Department to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the fiscal year ending June 30, 1941.

And returned the same to the House.

On motion of Mr. Brown, House Substitute for House Substitute for House Bill No. 224, with Senate Amendments Nos. 1 and 2, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, relating to Occupational Licenses.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Brown, Buckingham, Burris, Burton, Draper, Hartman, Kellum, Leach, McGuigan, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Reynolds, Rhodes, Woodward, Mr. Speaker—21.

NAYS—Messrs, Biggs, Fifer, Moore, Newnam, Rambo, A. G. Smith, Staats, Thawley—8.

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

On motion of Mr. Buckingham, House Substitute for House Bill No. 219, as Amended, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the sale of Alcoholic Liquor in Pharmacies or Drug Stores for Medical purposes only.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, Stein, Woodward, Mr. Speaker—26.

Nays—Messrs, Hartman, Pinder, Staats, Thawley—4.

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

On motion of Mr. Brown, Senate Substitute for Senate Bill No. 258, entitled:

An Act authorizing the appointment of a Commission to commemorate "Delaware Day;" Duties thereof.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Hartman, Kellum, Leach, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—31.

NAYS—None.

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

And was ordered returned to the Senate.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Bill No. 15, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue; providing for the exemption of dealers in grains and commercial feeds, fruits and vegetables, poultry and coal.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
NORMAN A. DRAPER
FRANK H. BUCKINGHAM

On motion of Mr. Brown, Senate Bill No. 313, with Senate Amendment No. 1, entitled:

An Act to amend Chapter 4 of the Revised Code of Delaware, 1935, by providing for a Superintendent of all State owned Buildings at the State Capitol.

Which was taken up for consideration and read in order to pass the House.

On the question, "Shall the Bill as amended pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Bucking-

ham, Burton, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs, Bailey, Burris, McGuigan, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—10.

So the question was decided in the affirmative and the bill as amended having received the required constitutional majority passed the House.

And was ordered returned to the Senate.

On motion of Mr. Brown, Senate Bill No. 15, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to State Revenue; providing for the exemption of dealers in grains and commercial feeds, fruits and vegetables, poultry and coal.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Draper, Fifer, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Stein, Woodward, Mr. Speaker—24.

NAYS—Messrs, Gordy, Newnam, Pinder, Rambo, A. G. Smith, Staats, Thawley—7.

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

And was ordered returned to the Senate.

On motion for leave, Mr. Brown introduced House Resolution No. 43.

BE IT RESOLVED, By the House of Representatives of the State of Delaware, that the following amounts be and the same are hereby appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session thereof, viz :

James A. LeFevre	\$ 264.50
Newark Post	4,999.70
Capital Printing Company	3,672.30

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows :

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Stein, Woodward, Mr. Speaker—26.

NAYS—Messrs,—Hartman, Thawley—2.

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

On motion for leave, Mr. Benson introduced House Resolution No. 44, entitled :

Appropriating certain Money out of the General Fund of the State Treasury to pay the Salaries and Compensation of the Officers and Employees of the House of Representatives, being Expenses connected with the Present Session of the House of Representatives.

BE IT RESOLVED, By the House of Representatives of the State of Delaware, that the following amounts be and they are hereby appropriated out of any money in the General Fund of the State Treasury, for the payment of the salaries and compensation of the officers and employees of the House of Representatives, being expenses connected with the present session of the One Hundred and Seventh General Assem-

bly, and the State Treasurer is hereby authorized and directed to pay to the respective persons hereinafter named the respective amounts set opposite their respective names, provided that in paying the amounts set forth there shall be deducted all amounts heretofore paid so that the total paid to the persons named shall be as set forth below:

Dauphin D. Wharton, Speaker's Clerk	\$1,500.00
Frank W. Schroeder, Chief Clerk	1,700.00
Frank W. Schroeder, Compiling Journal	500.00
Leon C. Bulow, Assistant Chief Clerk	1,600.00
Robert H. Yerkes, Reading Clerk	1,200.00
John U. Hill, Reading Clerk	1,000.00
Clarence T. Esham, Reading Clerk	900.00
H. Albert Young, Chief Attorney	3,500.00
James F. Allee, Jr., Attorney	2,500.00
Mildred Tomlinson, Bill Clerk	1,000.00
Naomi Jensen, Assistant Bill Clerk	900.00
Harry F. Newlin, Document Clerk	1,000.00
Aimée S. Wigglesworth, Assistant Document Clerk	900.00
John P. Warrington, Assistant Document Clerk	900.00
Rev. Lester E. Windsor, Chaplain	800.00
Olen W. Simpson, Mail Clerk	800.00
Charles Blest, Mail Clerk	800.00
Sylvia Weinstein, Stenographer	800.00
Florence Casey, Stenographer	800.00
Mildred Vincent, Stenographer	800.00
Dorothy D. Beebe, Stenographer	800.00
Margaret D. Tomlinson, Stenographer	900.00
Walter Murphy, Attorney's Messenger	800.00
F. Davis Watson, Attorney's Messenger	800.00
Mrs. Clifton Ellis, Attorney's Clerk	800.00
Mary W. Burton, Floor Leader's Clerk	800.00
Robert A. Groves, Sergeant-at-Arms	800.00
Henry D. Downham, Sergeant-at-Arms	800.00
Louis V. Spencer, Sergeant-at-Arms	800.00
John J. Caruso, Doorkeeper	800.00
Edward J. Laws, Assistant Doorkeeper	800.00
William Truitt, Assistant Doorkeeper	400.00
Paul Clogg, Assistant Doorkeeper	400.00
Willard T. Loreman, Telephone Messenger	800.00
Warren W. Buckingham, Telephone Messenger	800.00
Marvel Pepper, Messenger	800.00

Henry Chapman, Messenger	800.00
George F. Swain, Budget Room Attendant	800.00
Harvey B. Short, Budget Room Attendant	800.00
Oscar Vickers, Cloak Room Attendant	800.00
George E. Smith, Cloak Room Attendant	800.00
Walter S. Reihm, Asst. Cloak Room Attendant	800.00
J. Corbitt Reynolds, Caretaker	800.00
Charles H. Bowers, Janitor	800.00
Sylvia Weinstein, Budget Committee Stenographer	100.00
Gladys Berry, Stenographer	100.00

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Brown, Buckingham, Burton, Draper, Kellum, Leach, Manlove, Pennington, Rhodes, Knight, Woodward, Mr. Speaker—15.

NAYS—Messrs, Biggs, Fred. Pepper, Reynolds—3.

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

Mr. Benson moved that the House adjourn until 11 o'clock, A. M., Tuesday, May 2nd, 1939.

Motion prevailed.

SEVENTY-THIRD LEGISLATIVE DAY

Dover, Delaware, May 2nd, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented 87 telegrams from teachers in all sections of the State of Delaware.

Endorsing Senate Bill No. 165.

Relative to the restoration of the principle of salary increments for Public School Teachers and other Public School Employes of the State of Delaware.

The Chair presented 45 individual communications and petitions from organizations and individuals in all parts of the State of Delaware.

Endorsing Senate Bill No. 165.

Relative to the restorations of the principle of salary increments

for Public School Teachers and other Public School Employes of the State of Delaware.

The Chair presented a communication from the Ferris Industrial School of Delaware, signed by Ralph L. Minker, Superintendent.

Endorsing legislation pending before the General Assembly.

Relative to the appropriation of funds for certain improvements at the Ferris School.

The Chair presented a communication from Harry L. Maier, Chief Engineer, City of Wilmington.

Endorsing Senate Bill No. 16.

Relative to the licensing of Professional Engineers and Land Surveyors.

The Chair presented a communication from the Delaware Federation of Men's Bible Classes.

Commending Governor Richard C. McMullen's veto of legislation passed by the General Assembly designed to bring about the legalizing of the Showing of Motion Pictures on Sundays in the City of Wilmington.

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

Senate Concurrent Resolution No. 23.

Modifying and changing Senate Concurrent Resolution No. 11 as modified, in Reference to introduction of New Bills.

And presented the same to the House.

The Chair presented Senate Concurrent Resolution No. 23, entitled:

Modifying and changing Senate Concurrent Resolution No. 11 as modified in reference to introduction of New Bills.

On motion of Mr. Benson Senate Concurrent Resolution No. 23, entitled:

Modifying and Changing Senate Concurrent Resolution No. 11 as modified in Reference to Introduction of New Bills.

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

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

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

And was ordered returned to the Senate.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

House Bill No. 176.

House Bill No. 179.

House Substitute for House Bill No. 219 as Amended.

House Substitute for House Substitute for House Bill No. 224 as Amended.

House Substitute for House Bill No. 425 as Amended.

House Bill No. 478.

Mr. Buckingham, on behalf of the Committee on Passed Bills, re-

ported to the House that he had delivered to the Governor the following :

House Bill No. 50.

An Act to amend Chapter 72 of the Revised Code of Delaware, 1935, prohibiting the Sale of Alcoholic Liquors to Students of the University of Delaware by repealing same.

House Substitute for House Bill No. 132 as Amended.

An Act appropriating money out of the State Treasury for the payment of the claim of Reuben Paris against the State.

House Bill No. 134.

An Act to appropriate the sum of Nine Hundred and Seventy-Three Dollars and Eighty-Seven Cents to Pure Oil Company to reimburse it for penalty paid to the State of Delaware in Motor Fuel Taxes.

House Bill No. 151.

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to Tariff of Licenses, for the Sale of Alcoholic Liquors, Wines and Beer.

House Bill No. 299 with Amendment No. 1.

An Act to authorize the Levy Court of New Castle County to appropriate money to regularly organized and motorized Fire Companies in New Castle County outside of the City of Wilmington.

House Substitute for House Bill No. 394.

An Act making an appropriation to the State Military Board for the purpose of making necessary repairs on State Owned Armories located at Dover, Laurel, Newark and New Castle, Delaware.

House Substitute for House Bill No. 464.

An Act authorizing the State of Delaware to borrow moneys from the State School Fund and Funds allocated to the State Highway Department for use of the General Fund.

House Bill No. 470.

An Act to amend Chapter 133 of the Revised Code of Delaware, 1935, relating to Executions with reference to Writs of Possession.

House Bill No. 476.

An Act to create a State Commission for the purpose of promoting the General Welfare of the citizens of the State of Delaware and making an appropriation thereto for the purpose of encouraging the Commemoration and observance of Memorial and Patriotic Holidays; and for the Burial of Indigent Soldiers, Sailors and Marines.

House Bill No. 477.

An Act appropriating money out of the State Treasury for the payment of claim of Calvin G. McKay against the State.

Mr. Buckingham, on behalf of the Committee on Passed Bills, reported to the House that he had delivered to the Governor the following:

Senate Substitute for House Substitute for House Bill No. 290.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to the License Fees for Non-Residents to fish in the Waters of Indian River, Rehoboth Bay, Assawoman Bay and its Tributaries.

Senate Substitute for House Bill No. 291.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, entitled "Fish, Oysters and Game" relating to Nets used for Fishing, Size of Mesh, and use thereof in Tidal Waters.

Senate Substitute for House Bill No. 292.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, providing for the possession, sale and offering for sale of Hard and Peeler Crabs caught in Indian River and Rehoboth Bay or any of their Tributaries.

Senate Substitute for House Bill No. 106 as Amended.

An Act authorizing the appointment of a Commission to consider the feasibility of an appropriate crossing of the Delaware River.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 88, entitled:

An Act creating the office of Vice-Chancellor of the State of Delaware, defining his duties, powers, term, qualifications, and salary.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
FRANK R. ZEBLEY
GEORGE MANLOVE

On motion of Mr. Brown, Senate Bill No. 165, entitled:

An Act providing for the Restoration of the principle of salary increments for satisfactory service of Public School Employees of this State; and making appropriations therefor.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered returned to the Senate.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

Senate Substitute for Senate Bill No. 3.

Senate Bill No. 69.

Senate Bill No. 148.

Senate Bill No. 164.

Senate Bill No. 180 as Amended.

Senate Bill No. 181.

Senate Concurrent Resolution No. 22.

Mr. Benson moved that the House recess until 2 o'clock P. M.

Motion prevailed.

Same Day 2 o'clock P. M.

House met at expiration of recess.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Bill No. 87, entitled:

An Act to amend Chapter 18 of the Revised Code of the State of Delaware, 1935, relating to State Detectives by repealing 455 Section 1 of said Chapter and the Offices of State Detective created thereby, by enacting a new Section in lieu thereof providing for the appointment of State Detectives by the Attorney General and for the assignment of the State Detectives to the Attorney General's Department, by amending 457 Section 3 of said Chapter with reference to the removal of State Detectives; and repealing all Acts or parts of Acts inconsistent therewith.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ABNER WOODWARD
 FRANK H. BUCKINGHAM
 NORMAN A. DRAPER

Mr. Zebley, on behalf of the Committee on Claims to whom had been referred Senate Bill No. 171, entitled:

An Act to appropriate the sum of One Hundred Dollars in part payment of the burial expenses of John H. Millis, a Civil War veteran.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ELMER E. BENSON
 FRANK H. BUCKINGHAM
 GEORGE MANLOVE

The Honorable Josiah Marvel, Jr., Secretary of State, being admitted, presented Messages from his Excellency the Governor, Richard C. McMullen.

STATE OF DELAWARE
 EXECUTIVE DEPARTMENT
 DOVER

RICHARD C. McMULLEN
 GOVERNOR

April 24, 1939

*To the Honorable, the House of Representatives,
 The 107th General Assembly,
 Dover, Delaware.*

GENTLEMEN:

I today approved House Amendments Nos. 1—2—3—4—5—6—7—8—9—10 to House Substitute for House Bill No. 1.

This is done because affirmative action on my part is required to make available any appropriations to the departments of the State referred to in these amendments to House Substitute for House Bill No. 1.

I direct your attention to my message addressed to you on March 29, 1939, and request that the recommendations therein made be enacted

into law, so that these important departments of the State can function adequately and in the interest of the citizens of the State.

I direct your attention to certain items which by reason of my message of March 29, 1939 and of the inaction on the part of the General Assembly are not provided for. In House Substitute for House Bill No. 1 I vetoed the following items:

Code F-6-8e—State Treasurer
 Code F-10-12e—State Auditor
 Code G-2—State Insurance Commissioner
 Code K-6a-6f—State Board of Agriculture
 Bureaus of Markets
 Code L-5-7d—Parole Board, Salary of
 Parole Officer

No action was taken by the General Assembly to pass over my veto these items as originally set forth in House Substitute of House Bill No. 1 and no amendments were adopted by the General Assembly relating to these items. Consequently in order to provide valid appropriations for these items, I recommend Legislative action on your part.

Yours respectfully,

RICHARD C. McMULLEN

bas

Governor.

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

DOVER

RICHARD C. McMULLEN

GOVERNOR

May 2, 1939

*To the Honorable, the House of Representatives,
 107th General Assembly,
 Dover, Delaware.*

GENTLEMEN:

I feel it is my duty to bring to your attention the facts disclosed in the accompanying letter, received by me from Mr. Robert Fechner, Director of the Civilian Conservation Corp.

Yours very truly,

RICHARD C. McMULLEN

Governor,

bas

April 25, 1939

The Honorable Richard C. McMullen
Governor of the State of Delaware
Executive Department
Dover, Delaware

Dear Governor McMullen:

Reference is made to your letter dated January 17, 1939 and earlier correspondence concerning maintenance of projects accomplished by the CCC in Delaware.

I am disturbed by information that your State Legislature closed its recent session without making any provision for the proper maintenance of CCC forestry projects and appropriated only \$3,500, for annual expenditures during your next biennium, to maintain mosquito control work accomplished by the Corps in Delaware. I understood from your letter dated January 17, 1939 and other advices I received, that your State Forestry and Mosquito Control Commissions made recommendations, with your endorsement, to your Board of Budget Directors and the State Legislature for \$1,000 and \$45,000 which amounts they estimated were required by their respective departments to maintain completed CCC projects during your next biennium.

The failure of your Legislature to fulfill the State's obligation to provide adequately for the maintenance of projects the CCC has accomplished for Delaware has created a difficult problem, and I should like to review the situation, briefly, as my records show it to be.

Before authorizing the establishment of mosquito control camps in Delaware I received a wire from Governor Buck, dated October 2, 1933, in which he agreed "on behalf of State to Requirements" set forth in my September 27, 1933 letter, which, among other things, said: "It will also be necessary that the State make the necessary cooperative arrangements with, and secure guarantees from, owners of private land contained within the area to be considered for mosquito control, or that the Governor guarantee to secure the necessary legislation to relieve the Federal Government, and assure the maintenance of all improvements." Basing my action on that guarantee I authorized the establishment of two mosquito control camps in Delaware in 1933, and additional mosquito control camps later on.

In February 1937 Mr. Corkran, Executive Officer of your Mosquito Control Commission, advised the Forest Service that a minimum of \$45,000 would be required annually to maintain mosquito control projects accomplished by the CCC. He estimated expenditures of \$11,500 and \$16,000, in addition to \$12,000, per year, the State had been supply-

ing and which he believed would continue to supply to direct work, would be needed for maintenance in 1938 and 1939, respectively, and that those amounts were being requested of the State Legislature. At the same time your State Forester advised he estimated \$1,000 was needed annually to maintain CCC forestry projects. Your March 15, 1937 letter informed me: "At our present session of the Legislature there is a bill requesting \$11,500 for the maintenance of this work (mosquito control) during the coming year and \$16,000 for the maintenance in the second year of our biennium."

I believe I am correct in my understanding that no amounts have been appropriated by the State to maintain CCC forestry work in Delaware; that only \$10,000 per year was appropriated for maintenance of mosquito control projects for the period between January 1, 1937 and January 1, 1939; and that the recent action of the Legislature has been to reduce appropriation for maintenance of CCC mosquito control projects to \$3,500 a year, which is wholly inadequate. If my review disagrees with State records please advise me concerning differences.

I am sure you realize how extremely disappointed I am over the failure of your State Legislature to provide adequate funds, as required by CCC policies, and Section 3 of the CCC Act of June 28, 1937, for the maintenance of work the CCC has accomplished in your State. Furthermore, in view of the State's failure to meet CCC requirements, I regret that I have no alternative but to discontinue further CCC assistance for State projects in Delaware, and arrange for the early closing of present CCC forestry Camp S-53, near Georgetown. Before taking the necessary steps to put the decision into effect, however, I shall be glad, of course, to hear from you or discuss the question further with you. Further study may make it necessary to close the drainage CCC camps also.

Sincerely yours,

ROBERT FECHNER

Director.

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

May 2, 1939

*To the Honorable,
The members of the 107th General Assembly,
Dover, Delaware.*

GENTLEMEN:

Since the convening of this General Assembly, I have, from time to

time, given information of the affairs concerning the State to your body and recommended for your consideration certain measures which I have believed to be expedient. Although these recommendations have not as yet been acted upon by you, may I not hope that as this session of the General Assembly nears its close, you may be now more responsive to the general welfare of the State?

I feel it is my duty to address you briefly on some of the things that remain unfinished and undone. I feel I must direct your attention to the recommendations made in my message of April 10, 1939, where I pointed out that overcrowded conditions prevail in many of our State Institutions. To fail to remedy this situation would, I am satisfied, result in a lasting regret to the members of the General Assembly. I also call your attention to my recommendations as to the continuance of the Mosquito Control project in accordance with the valid obligation which this State has with the Federal Government.

It is with regret that I must note that this General Assembly has continued to refuse to meet squarely the problem of relief. To leave this hall without providing for the needy would be to turn your backs on one of your responsible duties. Likewise, in your failure to enact legislation relating to a teachers' retirement plan, is your record in this General Assembly wanting.

Is it not now possible for this General Assembly to lay aside the partisan attitude in evidence since your convening, which has resulted in leaving undone many matters which relate to the general welfare of the people of our State? Has not too much attention been directed towards partisan policies and political patronage? Has not the welfare of the State been overlooked in saddling the taxpayers with a higher cost for this session of the General Assembly than ever in the history of the State? Has not this cost been out of all proportion to the benefits derived? Is it not a sad commentary that these expenses of your General Assembly are more than sufficient to take care of the relief problem of the State for the period of over a year?

So that this General Assembly may erase its present reputation for forgetting the needs of the people in its quest for political gain, I recommend the repeal of Senate Substitute for Senate Bill 224, providing for the reorganization of the State Highway Department and Senate Bill 306 providing for a new Department of Elections in New Castle County. If this were done, if ripper legislation were thrown into the discard, and the minds of this General Assembly directed to the demands which our citizens rightfully have made, I am satisfied our State agen-

cies and institutions would be relieved of their uncertain future and our Courts of considering questionable legislation.

To the end that these recommendations may receive serious consideration, I invite a Committee from each of the Houses of the General Assembly, consisting of representatives from each party, to meet with me, the Lieutenant Governor, the Attorney-General, and Secretary of State, and to formulate a plan to put into execution these recommendations.

Respectfully yours,

RICHARD C. McMULLEN

Governor.

ejn.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 43, entitled:

An Act making an appropriation to the State Military Board for the erection of a suitable building at the State Rifle Range, near New Castle, New Castle County, Delaware, to be used for storing equipment and material, and for necessary repairs to existing buildings.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
GEORGE MANLOVE
HENRY M. CANBY

Mr. Buckingham, on behalf of the Committee on Passed Bills, reported to the House that he had delivered to the Governor the following:

House Bill No 176.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by prohibiting the Board of Game and Fish Commissioners from purchasing culls or seconds; by requiring said Board to give preference to animals, birds and fish raised in Delaware; and by permitting said Board to use its discretion in the distribution of rabbits, quail and pheasants.

House Bill No. 179.

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to fish, oysters and game, by providing for the free distribution of the annual report of the Board of Game and Fish Commissioners and by requiring a bond to be given by persons authorized to sell hunting and fishing licenses.

House Substitute for House Bill No. 219 as Amended.

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the sale of Alcoholic Liquor in Pharmacies or Drug Stores for Medical purposes only.

House Substitute for House Substitute for House Bill No. 224 as Amended.

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, relating to Occupational Licenses.

House Substitute for House Bill No. 425 as Amended.

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, by providing full term electric lighting and power expense for all Free Public Schools within the State.

House Bill No. 478.

An Act authorizing the State Highway Department to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the fiscal year ending June 30, 1941.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Substitute for House Substitute for House Bill No. 91, entitled:

An Act to regulate and control the construction of water and sewer systems, building and house drainage systems, gas lines and oil burning equipment and air conditioning; the registration of persons engaged in the work and supervision thereof in the several Counties of the State of Delaware outside the City of Wilmington.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
FRANK H. BUCKINGHAM
NORMAN A. DRAPER

Mr. Zebley on motion for leave introduced House Substitute for House Bill No. 312, entitled:

An Act for the Regulation of Outdoor Advertising.

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

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Substitute for House Bill No. 312, entitled:

An Act for the Regulation of Outdoor Advertising.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
FRANK H. BUCKINGHAM
NORMAN A. DRAPER

Mr. Brown moved that House Bill No. 38 be restored to the Calendar.

Motion prevailed.

Mr. Brown moved that House Bill No. 380 be restored to the Calendar.

Motion prevailed.

On motion of Mr. Benson, House Bill No. 145, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware 1935, in reference to the closing hours of Licensees authorized to sell alcoholic liquor, wines and beer off the premises.

Which was taken up for consideration and read in order to pass the House.

Mr. Benson offered House Amendment No. 1 to House Bill No. 145.

Which was taken up for consideration and read in order to pass the House.

Mr. Benson moved that the Amendment be adopted.

Mr. Buckingham seconded the motion.

On the question "Shall the Amendment Pass the House?"

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

YEAS—Messrs, Bailey, Benson, Biggs, Buckingham, Fifer, Manlove, Moore, Mr. Speaker—8.

NAYS—Messrs, Barr, Bierlin, Brown, Burris, Burton, Canby, Draper, Gordy, Hartman, Kellum, Leach, McGuigan, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Thawley, Woodward—26.

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

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Benson, Biggs, Buckingham, Fifer, Manlove, Moore, Pinder, Mr. Speaker—8.

NAYS—Messrs, Bailey, Barr, Bierlin, Brown, Burris, Burton, Canby, Draper, Gordy, Hartman, Kellum, Leach, McGuigan, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward—27.

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

Mr. Benson moved that the rules of the House be suspended for

the purpose of considering House Bill No. 43.

Motion prevailed.

On motion of Mr. Benson, House Bill No. 43, entitled:

An Act making an appropriation to the State Military Board for the erection of a suitable building at the State Rifle Range, near New Castle, New Castle County, Delaware, to be used for storing equipment and material, and for necessary repairs to existing buildings.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

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

House Amendments Nos. 1 to 10 incl., to House Substitute for House Bill No. 1. Approved April 24th, 1939.

House Bill No. 2. Approved April 24th, 1939.

House Substitute for House Bill No. 17. Approved April 24th 1939.

House Bill No. 76. Approved April 24th, 1939.

House Bill No. 99. Approved April 24th, 1939.

House Bill No. 129. Approved April 24th, 1939.

House Bill No. 139 as Amended. Approved April 24th, 1939.

House Bill No. 150. Approved April 24th, 1939.

House Bill No. 204. Approved April 24th, 1939.

House Substitute for House Bill No. 205. Approved April 24th, 1939.

House Bill No. 236. Approved April 24th, 1939.

House Bill No. 469. Approved April 24th, 1939.

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

House Substitute for House Bill No. 44. Approved April 28th, 1939.

House Bill No. 56. Approved April 28th, 1939.

House Bill No. 67. Approved April 28th, 1939.

House Bill No. 68. Approved April 28th, 1939.

House Bill No. 71. Approved April 28th, 1939.

House Bill No. 105 as Amended. Approved April 28th, 1939.

House Bill No. 165. Approved April 28th, 1939.

House Bill No. 175. Approved April 28th, 1939.

House Substitute for House Bill No. 186. Approved April 28th, 1939.

House Bill No. 274. Approved April 28th, 1939.

House Bill No. 316. Approved April 28th, 1939.

House Bill No. 372. Approved April 28th, 1939.

House Bill No. 374. Approved April 28th, 1939.

House Bill No. 375. Approved April 28th, 1939.

House Bill No. 407. Approved April 28th, 1939.

House Bill No. 468. Approved April 28th, 1939.

House Bill No. 376. Approved April 28th, 1939.

House Substitute for House Bill No. 222 as Amended. Approved April 28th, 1939.

House Substitute for House Bill No. 380. Disapproved April 28th, 1939.

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

House Joint Resolution No. 10. Approved May 1st, 1939.

House Substitute for House Bill No. 119. Approved May 1st, 1939.

House Bill No. 170. Approved May 1st, 1939.

House Bill No. 171. Approved May 1st, 1939.

House Bill No. 273. Approved May 1st, 1939.

House Bill No. 282. Approved May 1st, 1939.

House Substitute for House Bill No. 315. Approved May 1st, 1939.

House Substitute for House Bill No. 366. Disapproved May 1st, 1939.

House Bill No. 459. Disapproved May 1st, 1939.

House Bill No. 467. Approved May 1st, 1939.

House Bill No. 471. Approved May 1st, 1939.

House Bill No. 472. Approved May 1st, 1939.

House Bill No. 473. Approved May 1st, 1939.

House Bill No. 134. Approved May 1st, 1939.

House Bill No. 466. Approved May 1st, 1939.

House Bill No. 373. Disapproved May 1st, 1939.

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

House Substitute for House Bill No. 241. Approved April 25th, 1939.

House Bill No. 149 as Amended. Disapproved April 25th, 1939.

House Bill No. 169. Disapproved April 25th, 1939.

House Bill No. 474. Disapproved April 25th, 1939.

House Bill No. 38. Disapproved April 25th, 1939.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

On motion of Mr. Benson, House Concurrent Resolution No. 21, entitled:

Modifying Resolution in reference to New Business.

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

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

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

YEAS—Messrs, Bailey, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Concurrent Resolution No. 22 entitled:

Modifying Resolution in reference to New Business.

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

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

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

YEAS—Messrs, Benson, Bierlin, Biggs, Brown, Buckingham Burris, Burton, Canby, Draper, Fifer, Gordy, Kellum, Leach, Manlove Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes Knight, A. G. Smith, Woodward, Mr. Speaker—24.

NAYS—Messrs, Hartman, McGuigan, Moore, Newnam, Pinder Rambo, A. G. Smith, Staats, Thawley—9.

So the question was decided in the affirmative and the resolution having received the required constitutional majority passed the House

And was ordered to the Senate for Concurrence.

Mr. Brown moved the Rules of the House be suspended for the purpose of considering House Bill No. 88 and House Bill No. 91.

Motion prevailed.

On motion of Mr. McGuigan, House Bill No. 88, entitled:

An Act creating the office of Vice-Chancellor of the State of Delaware, defining his duties, powers, term, qualifications, and salary.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Woodward, Senate Substitute for House Substitute for House Bill No. 91, entitled:

An Act to regulate and control the construction of water and sewer systems, building and house drainage systems, gas lines and oil burning equipment and air conditioning; the registration of persons engaged in the work and supervision thereof in the several Counties of the State of Delaware outside the City of Wilmington.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Bucking-

ham, Burris, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—23.

NAYS—Messrs, Bailey, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

Senate Bill No. 313 as Amended.

Senate Bill No. 316.

Senate Substitute for Senate Bill No. 281.

Senate Bill No. 259.

Senate Substitute for Senate Bill No. 258.

Senate Bill No. 132.

Senate Substitute for Senate Bill No. 72.

Senate Bill No. 15.

Senate Concurrent Resolution No. 23.

On motion of Mr. Zebley, House Bill No. 168, entitled:

An Act appropriating money to the Public Archives Commission for the purchase of The Joseph Wigglesworth Collection of Indian relics.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Benson, Biggs, Buckingham, Canby, Drap-

er, Gordy, Hartman, Kellum, Manlove, McGuigan, Moore, Newnam, Penuel, Fred Pepper, Pinder, Rambo, Rhodes, Knight, Stein, Woodward, Mr. Speaker—22.

NAYS—Messrs, Bierlin, Brown, Fifer, Leach, Staats—5.

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

And was ordered to the Senate for Concurrence.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

Senate Substitute for House Substitute for House Bill No. 91.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

Senate Bill No. 165.

On motion for leave, Mr. Benson introduced House Resolution No. 45, entitled:

HOUSE RESOLUTION

APPROPRIATING CERTAIN MONEY OUT OF THE GENERAL FUND OF THE STATE TREASURY TO PAY THE SALARIES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE HOUSE OF REPRESENTATIVES, BEING EXPENSES CONNECTED WITH THE PRESENT SESSION OF THE HOUSE OF REPRESENTATIVES.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF DELAWARE, that the following amounts be and they are hereby appropriated out of any money in the General Fund of the State Treasury, for the payment of the salaries and compensation of the officers and employees of the House of Representatives, being expenses connected with the present session of the One Hundred and Seventh General Assembly, and the State Treasurer is hereby authorized and directed to pay to the respective persons hereinafter named the respective amounts set opposite their respective names, provided that in paying the amounts set forth there shall be de-

ducted all amounts heretofore paid so that the total paid to the persons named shall be as set forth below :

Dauphin D. Wharton, Speaker's Clerk	\$1,500.00
Frank W. Schroeder, Chief Clerk	1,700.00
Frank W. Schroeder, Compiling Journal	500.00
Leon C. Bulow, Assistant Chief Clerk	1,600.00
Robert H. Yerkes, Reading Clerk	1,200.00
John U. Hill, Reading Clerk	1,000.00
Clarence T. Esham, Reading Clerk	900.00
H. Albert Young, Chief Attorney	3,500.00
James F. Alee, Jr. Attorney	2,500.00
Mildred Tomlinson, Bill Clerk	1,000.00
Naomi Jensen, Assistant Bill Clerk	1,000.00
Harry F. Newlin, Document Clerk	1,000.00
Gladys Berry, Stenographer	100.00
Aimee S. Wigglesworth, Assistant Document Clerk	900.00
John P. Warrington, Assistant Document Clerk	900.00
Rev. Lester E. Windsor, Chaplain	800.00
Olen W. Simpson, Mail Clerk	800.00
Charles Blest, Mail Clerk	800.00
Sylvia Weinstein, Stenographer	800.00
Florence Casey, Stenographer	800.00
Mildred Vincent, Stenographer	800.00
Dorothy D. Beebe, Stenographer	800.00
Margaret D. Tomlinson, Stenographer	900.00
Walter Murphy, Attorney's Messenger	800.00
F. Davis Watson, Attorney's Messenger	800.00
Mrs. Clifton Ellis, Attorney's Clerk	800.00
Mary W. Burton, Floor Leader's Clerk	800.00
Robert A. Groves, Sergeant-at-arms	800.00
Henry D. Downham, Sergeant-at-arms	800.00
Louis V. Spencer, Sergeant-at-arms	800.00
John J. Caruso, Doorkeeper	800.00
Edward J. Laws, Assistant Doorkeeper	800.00
William Truitt, Assistant Doorkeeper	400.00
Paul Clogg, Assistant Doorkeeper	400.00
Willard T. Loreman, Telephone Messenger	800.00
Warren W. Buckingham, Telephone Messenger	800.00
Marvel Pepper, Messenger	800.00
Henry Chapman, Messenger	800.00
George F. Swain, Budget Room Attendant	800.00

Harvey B. Short, Budget Room Attendant	800.00
Oscar Vickers, Cloak Room Attendant	800.00
George E. Smith, Cloak Room Attendant	800.00
Walter S. Reihm, Asst. Cloak Room Attendant	800.00
J. Corbitt Reynolds, Caretaker	800.00
Charles H. Bowers, Janitor	800.00
Sylvia Weinstein, Budget Committee Stenographer	100.00

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—20.

NAYS—Mr. Fred Pepper—1.

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

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

House Concurrent Resolution No. 22.

Modifying Resolution in reference to New Business.

And returned the same to the House.

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

House Concurrent Resolution No. 21.

Modifying Resolution in reference to New Business.

And returned the same to the House.

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

House Joint Resolution No. 13, entitled:

Appropriating certain moneys out of the State Treasury to pay certain claims against the State, relating to expenses incurred by the Supreme Court.

And returned the same to the House.

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

House Joint Resolution No. 12, entitled:

Appropriating certain moneys out of the State Treasury to pay certain claims against the State relating to expenses incurred by the Court of Chancery.

And returned the same to the House.

Mr. Benson on motion for leave introduced House Bill No. 479, entitled:

An Act to encourage meritorious achievements in Agriculture, Stock and Poultry raising and in works of Manual Training and the Domestic Arts by providing awards therefor.

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

Mr. Benson on motion for leave introduced House Bill No. 480, entitled:

An Act appropriating money for the care and maintenance of aged persons at the Palmer Home, Incorporated, at Dover.

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

Mr. Benson on motion for leave introduced House Bill No. 481, entitled:

An Act authorizing an appropriation for the Americanization of all Foreign Born now Residents and Citizens of the State of Delaware.

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

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

House Bill No. 43.

An Act making an appropriation to the State Military Board for the erection of a suitable building at the State Rifle Range, near New Castle, New Castle County, Delaware, to be used for storing equipment and material, and for necessary repairs to existing buildings.

And returned the same to the House.

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

House Bill No. 88.

An Act creating the office of Vice-Chancellor of the State of Delaware, defining his duties, powers, term, qualifications, and salary.

And returned the same to the House.

Mr. Benson on motion for leave introduced House Bill No. 482, entitled:

An Act providing for the relief, care, medical and surgical services for the Indigent Sick of the State and appropriating money therefor.

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

Mr. Benson on motion for leave introduced House Bill No. 483, entitled:

An Act making an additional appropriation for the Education of children of War Veterans.

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

Mr. Benson on motion for leave introduced House Bill No. 484, entitled:

An Act making a deficiency appropriation for the transportation of pupils to schools.

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

Mr. Benson on motion for leave introduced House Bill No. 485, entitled:

An Act appropriating money for the maintenance and education of Girls committed to the Delaware Industrial School for Girls.

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

Mr. Benson on motion for leave introduced House Bill No. 486, entitled:

An Act authorizing the Governor to make provision for the prevention and extinguishment of fires throughout the State outside the Limits of any Incorporated City or Town maintaining a full time paid Fire Department.

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

Mr. Benson on motion for leave introduced House Bill No. 487, entitled:

An Act to provide for the proper observance of Memorial, Armistice, and other Patriotic Days, and appropriating money therefor.

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

Mr. Benson on motion for leave introduced House Bill No. 488, entitled:

An Act appropriating money to the Delaware Commission for the Blind.

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

Mr. Benson on motion for leave introduced House Bill No. 489, entitled :

An Act appropriating money for the care and maintenance of aged persons at the Layton Home for Aged Colored People.

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

Mr. Benson on motion for leave introduced House Bill No. 490, entitled :

An Act appropriating certain monies for the support and maintenance of the District Library Commissions of the State of Delaware.

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

Mr. Zebley moved that the rules of the House be suspended for the purpose of considering House Substitute for House Bill No. 312.

Motion prevailed.

On motion of Mr. Zebley, House Substitute for House Bill No. 312, entitled ;

An Act for the regulation of Outdoor Advertising.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Hartman, Kellum, Leach,

Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—Messrs, Bierlin, Staats—2.

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

And was ordered to the Senate for Concurrence.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

House Bill No. 43.

House Bill No. 88.

Mr. Brown moved that his motion to restore House Bill No. 38 and House Bill No. 308 to the Calendar be rescinded.

Motion prevailed.

On motion of Mr. McGuigan, House Bill No. 382, entitled:

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

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—31.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Buckingham, on behalf of the Committee on Passed Bills, reported to the House that he had delivered to the Governor the following:

Senate Substitute for House Substitute for House Bill No. 91.

An Act to regulate and control the construction of water and sewer systems, building and house drainage systems, gas lines and oil burning equipment and air conditioning; the registration of persons engaged in the work and supervision thereof in the several Counties of the State of Delaware outside the City of Wilmington.

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

House Substitute for House Substitute for House Bill No. 224
Approved May 2nd, 1939.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Benson moved that the House recess until 7:30 o'clock P. M.

Motion prevailed.

Same Day 7:30 o'clock P. M.

House met at expiration of recess.

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

House Bill No. 128 with House Amendment No. 1.

An Act relating to the Marketing of Peaches.

And returned the same to the House.

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

Senate Bill No. 320.

An Act designating certain public lands near the Coast Guard Station near Lewes, Delaware, as a Memorial Cemetery and providing for the care and the supervision thereof.

And presented the same to the House.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 480, entitled:

"An Act appropriating money for the care and maintenance of Aged Persons at The Palmer Home, Incorporated, at Dover."

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 482, entitled:

An Act providing for the relief, Care, medical and Surgical services for the Indigent Sick of the State and appropriating money therefor.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 484, entitled:

An Act making a deficiency appropriation for the transportation of pupils to schools.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 481, entitled:

An Act authorizing an appropriation for the Americanization of all Foreign Born now residents and citizens of the State of Delaware.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 485, entitled:

"An Act appropriating money for the maintenance and education of Girls committed to the Delaware Industrial School for Girls."

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 487, entitled:

An Act to provide for the proper observance of Memorial, Armi-

stice, and other Patriotic Days, and appropriating money therefor.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 488, entitled:

An Act appropriating money to the Delaware Commission for the Blind.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 489, entitled:

"An Act appropriating money for the care and maintenance of aged persons at the Layton Home for Aged Colored People."

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 486, entitled:

An Act authorizing the Governor to make provision for the prevention and extinguishment of fires throughout the State outside the Limits of any Incorporated City or Town maintaining a full time paid Fire Department.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
FRANK R. ZEBLEY
GEORGE MANLOVE

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 483, entitled:

An Act making an additional appropriation for the education of children of War Veterans.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Bill No. 490, entitled:

An Act appropriating certain monies for the support and maintenance of the District Library Commissions of the State of Delaware.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
GEORGE MANLOVE
FRANK R. ZEBLEY

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

House Joint Resolution No. 12.

House Joint Resolution No. 13.

Mr. Benson moved that the rules of the House be suspended for the remainder of the 73rd Legislative day.

Motion prevailed.

On motion of Mr. Benson, House Bill No. 480, entitled:

"An Act appropriating money for the care and maintenance of Aged Persons at the Palmer Home, Incorporated, at Dover."

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Kellum, Leach, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—18.

NAYS—Messrs, Burris, Hartman, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Stein, Thawley—9.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 481, entitled:

An Act authorizing an appropriation for the Americanization of all Foreign Born now Residents and Citizens of the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Fifer, Kellum, Leach, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—19.

NAYS—Messrs, Burris, Hartman, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Stein, Thawley—9.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 482, entitled:

An Act providing for the Relief, Care, Medical and Surgical Services for the Indigent Sick of the State and appropriating money therefor.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Fifer, Kellum, Leach, Manlove, Penuel, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—18.

NAYS—Messrs, Burris, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Thawley—7.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 483, entitled:

An Act making an additional appropriation for the education of children of War Veterans.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Fifer, Kellum, Leach, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—19.

NAYS—Messrs, Burris, Hartman, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Stein, Thawley—9.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 484, entitled:

An Act making a deficiency appropriation for the transportation of pupils to schools.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Fifer, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Penuel, Fred Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Stein, Thawley, Woodward, Mr. Speaker—27.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 485, entitled:

"An Act appropriating money for the maintenance and education of Girls committed to the Delaware Industrial School for Girls."

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—20.

NAYS—Messrs, Burris, Hartman, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Thawley—8.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 486, entitled :

An Act authorizing the Governor to make provision for the prevention and extinguishment of fires throughout the State outside the Limits of any Incorporated City or Town maintaining a full time paid Fire Department.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

Yeas—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Penuel, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—19.

NAYS—Messrs, Burris, Hartman, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Thawley—8.

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

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House recess until 9 o'clock, P. M.
Motion prevailed.

Same Day 9 o'clock P. M.

House met at expiration of recess.

Mr. Woodward, on behalf of the Committee on Fish, Oysters and Game to whom had been referred House Bill No. 255, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, relating to Fish, Oysters and Game, by changing the open season for Game Fish and establishing uniform Game Fish seasons.

Reported the same back to the House favorably.

ABNER WOODWARD, *Chairman*
RANDOLPH REYNOLDS
WM. K. PENNINGTON
F. W. PEPPER
J. W. RAMBO

The Chair presented Senate Bill No. 320, entitled:

An Act designating certain Public Lands near the Coast Guard Station near Lewes, Delaware, as a Memorial Cemetery and providing for the care and supervision thereof.

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

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Bill No. 320, entitled:

An Act designating certain Public Lands near the Coast Guard Station near Lewes, Delaware, as a Memorial Cemetery and providing for the care and supervision thereof.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
FRANK H. BUCKINGHAM

On motion of Mr. Benson, House Bill No. 487, entitled:

An Act to provide for the proper observance of Memorial, Armistice, and other Patriotic Days, and appropriating money therefor.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—20.

NAYS—Messrs, Burris, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Stein, Thawley—8.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 488, entitled:

An Act appropriating money to the Delaware Commission for the Blind.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—20.

NAYS—Messrs, Burris, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Thawley—7.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 489, entitled:

An Act appropriating money for the care and maintenance of Aged Persons at the Layton Home for Aged Colored People.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Penuel, Fred Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—20.

NAYS—Messrs, Burris, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Stein, Thawley—8.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Bill No. 490, entitled:

An Act appropriating certain monies for the support and maintenance of the District Library Commissions of the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Bucking-

ham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Penuel, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—19.

NAYS—Messrs, Burris, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Thawley—7.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, Senate Substitute for Senate Substitute for Senate Bill No. 14, entitled :

An Act relative to the Coroner of Sussex County ; providing for Mileage necessarily traveled and Employment of a Secretary.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Penuel, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Thawley, Woodward, Mr. Speaker—27.

NAYS—None.

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

And was ordered returned to the Senate.

On motion of Mr. Canby, Senate Bill No. 320, entitled :

An Act designating certain Public Lands near the Coast Guard Station near Lewes, Delaware, as a Memorial Cemetery and providing for the care and Supervision thereof.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Penuel, Fred Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Thawley, Woodward, Mr. Speaker—28.

NAYS—None.

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

And was ordered returned to the Senate.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

House Bill No. 128 as Amended.

House Concurrent Resolution No. 20.

Senate Substitute for Senate Substitute for Senate Bill No. 14.

Senate Bill No. 320.

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

House Bill No. 480.

An Act appropriating money for the care and maintenance of Aged Persons at the Palmer Home, Incorporated, at Dover.

And returned the same to the House.

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

House Substitute for House Bill No. 312.

An Act for regulation of Outdoor Advertising.

And returned the same to the House.

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

Senate Bill No. 322.

An Act making an appropriation for the repairs to the heating plant system at Mt. Pleasant No. 2, New Castle County.

And presented the same to the House.

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

Senate Bill No. 321.

An Act to provide for commercial courses in the Claymont Special School District and to appropriate funds thereof.

And presented the same to the House.

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

Senate Concurrent Resolution No. 24.

Modifying Resolution in reference to New Business.

And presented the same to the House.

The Chair presented Senate Bill No. 322, entitled:

An Act making an appropriation for the repairs to the heating system at Mt. Pleasant School No. 2, in New Castle County.

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

The Chair presented Senate Bill No. 321, entitled:

An Act to provide for Commercial Courses in the Claymont Special School District and to appropriate funds therefor.

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

The Chair presented Senate Concurrent Resolution No. 24, entitled:

Modifying Resolution in reference to New Business.

On motion of Mr. Benson, Senate Concurrent Resolution No. 24, entitled:

Modifying Resolution in reference to New Business.

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

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

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, McGuigan, Moore, Penuel, Fred Pepper, Pinder, Rambo, Reynolds Rhodes, Knight, A. G. Smith, Stein, Woodward, Mr. Speaker—27.

NAYS—None.