

Mr. Younger introduced **HB 471**—"An Act making an appropriation to Townsend School District #81, New Castle County, Delaware, for the purpose of making alterations and repairs to the school building." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Younger introduced **HB 472**—"An Act making a supplementary appropriation to the Department of Elections for New Castle County for the Special Election held in the First Representative District in New Castle County." It was given its first reading by title only and assigned to the Committee on Appropriations.

Mr. Darling moved that **HB 405**—"An Act to Amend Chapter 1, Title 17, Delaware Code, relating to Powers and Duties of the State Highway Department." be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 405** be temporarily deferred. The motion prevailed by voice vote.

The following Committee reports were given:

HB 333—Revenue & Taxation, 2 favorable, 3 on merits.

HB 332—Revenue & Taxation, 4 favorable, 1 on merits.

HB 460—Revenue & Taxation, 3 favorable, 2 on merits.

HB 447—Revenue & Taxation, 2 favorable, 3 on merits.

SB 127/SA 1 & 2—Revenue & Taxation, 4 favorable.

Mr. Lowe introduced **HB 473**—"An Act to prohibit the Duplication of Electric Service and to provide for the Continuation of Service in certain areas." It was given its first reading by title only and assigned to the Committee on Miscellaneous Bills.

Mr. Lowe introduced **HA 1** to **HB 379**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 379** be placed with the bill. The motion prevailed.

Mr. Shulties introduced **HB 474**—"An Act to Amend Chapter 3, Title 9, Delaware Code, by providing for the Election of Levy Court Commissioners in Kent County on a county wide at large basis." It was given its first reading by title only and assigned to the Committee on Revised Statutes.

Mr. Jarrell introduced **HB 475**—"An Act to Amend Title 29, Section 5501, Delaware Code, relating to State Pension

Plan by extending coverage to members of the Industrial Accident Board.’’ It was given its first reading by title only and assigned to the Committee on Revised Statutes.

A messenger from the Senate informed the House that the Senate had passed **SB 232/SA 1, 235/SA 1, 236/SA 1, 243, & 245** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 97/HA 1 & SA 1, 143, 330/HA 1, 390, 442, & 445** and was returning the same to the House.

At 6:00 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Tuesday, December 3, 1963. The motion prevailed by voice vote.

79th LEGISLATIVE DAY

The Speaker called the House to order at 2:08 P.M. on Tuesday, Dec. 3, 1963.

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

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

The Roll Call revealed 33 members present; 2 absent.

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

MEMBERS ABSENT—Messrs. Hale, Younger—2.

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

Motion prevailed.

At 2:10 P.M. it was regularly moved and seconded that the House adjourn until 2:11 P.M.

80th LEGISLATIVE DAY

The Speaker called the House to order at 2:15 P.M. on Tuesday, Dec. 3, 1963.

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

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

The Roll Call revealed 35 members present; none absent.

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

MEMBERS ABSENT—None.

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

Motion prevailed.

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

On the date indicated, the Governor approved the following legislation:

October 10, 1963—**SB 190; SB 208; HB 80/HA 1; HB 316; HB 357; HB 375; HB 396; HB 413.**

October 11, 1963—**SB 90; SB 137; SB 143; SB 148; SB 221; SB 224; SB 225; HB 184/HA 2, 4 & 6; HB 248/HA 1; HB 318; HB 368/HA 1; HB 412; HB 416;** On this date the Governor returned **HB 286/HA 1** to the House without his approval.

HA 1 to HB 469, was introduced by Mr. Eskridge, given its first and only reading in its entirety. It was regularly moved and seconded that the Amendment be adopted by voice vote. The motion prevailed.

HA 1 to HB 449, was introduced by Mr. Eskridge, given its first and only reading in its entirety. It was regularly moved and seconded that the Amendment be adopted by voice vote. The motion prevailed.

HB 476—"An Act to Amend Section 2303, Title 30, Delaware Code, Relating to Tax Stamps Required for Amusement and Music Machines," was introduced by Mr. Eskridge, given its first reading by title only and assigned to the Committee on Revenue and Taxation.

HB 477—"An Act to Transfer Moneys from the Capital Investment Fund for the Restoration of the Old State House, Appropriating Same to Public Archives Commission," was introduced by Mr. Clifton, given its first reading by title only and assigned to the Appropriations Committee.

HR 133—"Authorizing the Payment of Certain Expenses for Servicing Typewriters for the House of Representatives of the 122nd General Assembly."

Be It Resolved by the House of Representatives of the 122nd General Assembly, of the State of Delaware, that the Sum of \$33.89 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to the I.B.M., P. O. Box 387, Philadelphia, Pa., for services rendered on typewriters for the House of Representatives of the 122nd General Assembly, was introduced by Mr. Exley, and given its first and only reading. It was regularly moved and seconded that so much be considered the reading of the Resolution. The motion prevailed. It was regularly moved and seconded that the Resolution be adopted by voice vote. The motion prevailed.

It was regularly moved and seconded that rules be suspended for the sole purpose of taking action on **HB 476**. The motion prevailed by voice vote.

HB 476—"An Act to Amend Section 2303, Title 30, Delaware Code, Relating to Tax Stamps, Required for Amusement and Music Machines," was given its third and final reading by title only and presented to the House for its consideration. On the question shall this Bill pass the House, the roll call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Eskridge, Exley, Fifer, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Holloway, Lowe, McGinnis, Phillips, Walls, Wootten, Mr. Speaker—28.

NAYS—Messrs. Blendt, Pratt, Shockley—3.

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

NOT VOTING—Mr. Shulties—1.

HB 476 having received its constitutional majority was declared passed the House and sent to the Senate for its concurrence.

The Appropriations Committee reported **SB 222** back to the House—4 favorable, 1 on merit.

The Committee on Corporations, Municipal reported **SB 233**—5 favorable; **SB 234**—5 favorable; **SB 237**—5 favorable.

A messenger from the Senate informed the House that the Senate had passed **SB 249** and **SB 251** and requested the Concurrence of the House.

SB 251 was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 251**. The motion prevailed by voice vote.

Mr. Eskridge moved that **SB 251**—An Act to Amend Chapter 144, Volume 41, Laws of Delaware, Entitled “An Act to Reincorporate the Town of Frankford,” as Amended, by Extending the Limits and Bounds of the Town of Frankford, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

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

SB 251 having received the constitutional majority, passed the House.

Mr. Shulties introduced **HR 134**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 134** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 134

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS, James Burtsch was previously elected to the office of Door Tender but has resigned effective at the close of the Legislative Day November 11, 1963.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that James Burtsch is hereby relieved from the duties of Door Tender effective at the close of the Legislative Day, November 11, 1963.

BE IT FURTHER RESOLVED that John Moore is hereby elected to serve as Door Tender effective at the beginning of the Legislative Day, December 2, 1963 to serve during the pleasure of the House of Representatives.

Mr. Dineen moved that **HB 436**—“An Act to Amend Title 30, Delaware Code, Relating to Income Tax,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—Mr. Fifer—1.

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

HB 436 having received the constitutional majority, passed the House.

The following Committee Report was given:

HB 474—Revised Statutes, 2 favorable, 2 on merits.

Mr. Annett moved that **HB 460**—“An Act Authorizing and Directing the Receiver of Taxes and County Treasurer of Sussex County to Re-imburse Orville Hammond and Mary Lou Hammond for Taxes Assessed and Paid in Error,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

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

HB 460 having received the constitutional majority, passed the House.

At 2:55 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 6:40 P.M. the Speaker called the House to order.

The following Committee Report was given:

HB 467—Miscellaneous Bills, 4 favorable.

Mr. Quigley introduced **HB 478**—“An Act to Amend Chapter 33, Title 19, Delaware Code, Relating to Unemployment Compensation.”

It was given its first reading by title only and assigned to the Committee on Labor.

The following Committee Report was given:

HB 469 with **HA 1**—Education, 3 favorable, 1 on merit, 1 unfavorable, by Blendt.

At 6:44 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, Dec. 4, 1963. The motion prevailed by voice vote.

81st LEGISLATIVE DAY

The Speaker called the House to order at 2:10 P.M. on Wednesday, Dec. 4, 1963.

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

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

The Roll Call revealed 34 members present; 1 absent.

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

MEMBERS ABSENT—Mr. Shockley—1.

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

Motion prevailed.

Without objection the following communications were made part of the record.

WESTERN UNION TELEGRAMS

PA011 SSE786 Dec. 4, 1963, 7:57 A.M.
P WUA498 NL PD—Wilmington, Del. 3#

Rep. Andrew J. Casey
Legislative Hall, Dover, Del.

Ref. **SB 249** New Castle County Library in behalf of the council of civic organizations of Millcreek Hundred which represents the majority of people in the vicinity of this proposed library we request that you do all in your power to secure passage of this bill. Since this is simply a non-partisan enabling act we hope you will be able to obtain sufficient support for passage. In addition to being just a library this particular library will form part of the nucleus of a community and government center which will be a credit to the entire State of Delaware.

FRITZ R. GRIESINGER,
Vice President

PA041 P Dec. 4, 1963, 10:33 A.M.
 P WUB006 PD—Wilmington, Del. 4 959A EST
 State Rep. Andrew J. Casey
 Legislative Hall, Dover, Del.

Imperative **Senate Bill 249** be brought to vote today.
 Passage of this vital piece of legislation needed to build
 New Castle County Library.

Mill Creek Century Club

PA064 SSE556 Dec. 4, 1963, 12:53 P.M.
 P WUA205 PD—Wilmington, Del. 4 1242P EST
 State Representative Andrew J. Casey
 Legislative Hall, Dover, Del.

Imperative **Senate Bill 249** brought to vote today. Pas-
 sage necessary to build new county library.

MRS. E. HOFFMANN
 MRS. F. HOLDSWORTH
 2644 West Robino R,
 Sherwood Park,
 Wilmington, Del.

PA038 SSE421 Dec. 4, 1963, 10:17 A.M.
 P WUA090 POM PD—Wilmington, Del. 4 956A EST
 State Rep. Andrew J. Casey
 Legislative Hall, Dover, Del.

Imperative **Senate Bill 249** brought to vote today. Pas-
 sage necessary to build new county library.

LOIS LOGAN
 EMMELOU WARREN
 1202 Ipswich Dr.

A messenger from the Senate informed the House that
 the Senate had passed **SB 240**, **SB 255**, **SJR 6** and **SCR 31**
 and requested the concurrence of the House.

He also informed the House that the Senate had passed
 House Bills **HS 1** for **HB 284**, **HS 1** for **HB 338**, **HS 1** for
HB 429 and was returning the same to the House.

The following Committee Reports were given: **HB 425**—
 Education, 2 favorable, 2 on merits, by Dineen; **HS 1** for
HB 419—Public Health, 5 favorable, by Tribbitt.

SB 235 with **SA 1**—An Act to Amend An Act Entitled
 “An Act to Reincorporate the Town of Felton,” Being
 Chapter 208 of Volume 24, Laws of Delaware, by Providing
 for Annexing Land, was given its first reading by title only
 and assigned to the Committee on Corporations-Municipal.

SB 236 with **SA 1**—“An Act to Amend An Act Entitled ‘An Act to Reincorporate the Town of Felton,’ Being Chapter 208 of Volume 24, Laws of Delaware, by Providing for a Change in Voting Hours and For Voting, was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

SB 232 with **SA 1**—“An Act to Amend Section 131, Title 23, Delaware Code, Relating to Pilotage Rates,” was given its first reading by title only and assigned to the Committee on Miscellaneous.

SB 243—“An Act to Amend Section 2301, Title 30, Delaware Code, by Changing the Definitions of Hotels, Motels and Tourist Homes,” was given its first reading by title only and assigned to the Committee on Revenue & Taxation.

SB 245—“An Act to Appropriate \$6,580 to the State Board of Education for the Use of the Greenwood Consolidated School District to Equip an Agriculture Shop,” was given its first reading by title only and assigned to the Committee on Appropriations.

SB 249—“An Act to Amend Chapter 15, Title 9, Delaware Code, Authorizing the Levy Court of New Castle County to Acquire Land and Construct and Equip a Public Library and Authorizing the Levy Court of New Castle County to Issue Bonds to Finance the Cost Thereof and to Levy Taxes Therefor,” was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **SB 249** unassigned. The motion prevailed by voice vote.

Mr. Blendt moved that **SB 23/SA 1** and **2**—“An Act to Amend Title 14, Delaware Code, Relating to Education, by Providing Scholarships for Students Pursuing Courses of Higher Education Not Available in State Institutions,” having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Blendt moved that **HA 1** to **SB 23** having previously been placed with the bill, be adopted by voice vote.

It was regularly moved and seconded that action on **SB 23** As Amended, be temporarily deferred. The motion prevailed by voice vote.

Mr. Eskridge introduced **HA 2** to **HB 469**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the read-

ing of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 2** to **HB 469** be adopted by voice vote. The motion prevailed.

Mr. Pratt moved that **SB 34**—An Act to Amend Subchapter II, Chapter 5, Title 18, Delaware Code, Entitled “Unfair Methods of Competition and Unfair and Deceptive Acts and Practices,” by Prohibiting the Offering of Life or Accident or Health Insurance or Annuities as an Inducement to Purchase Goods or Services, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Mr. Quigley—1.

SB 34 having received the constitutional majority, passed the House.

Mr. Pratt moved that **HB 281**—“An Act to Amend Chapter 9, Title 18, Delaware Code, Relating to Valuation and Nonforfeiture Requirements of Industrial Life Insurance Policies,” be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Pratt moved that **HA 1** to **HB 281** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Annett, Blendt, Lowe, McGinnis—4.

HB 281 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 469** with **HA 1/2**—“An Act Authorizing the State of Delaware to Borrow Money to be Used For Capital Improvements to the Public Schools of

Delaware, and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to the State Board of Education," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the results of the roll call on **HB 469** with **HA 1-2** be laid on the table. The motion prevailed by voice vote.

Mr. Hocker introduced **HB 479**—"An Act to Prohibit the Governor of the State of Delaware From Running for Any Political Office Within Four (4) Years Succeeding his 2nd Term in State Office as Governor Should he be so Elected."

It was given its first reading by title only and assigned to the Committee on Miscellaneous.

Without objection the privilege of the floor was granted to Mr. Best.

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

STATEMENT BY WM. T. BEST

Mr. Speaker:

When we returned to Dover Monday after another lengthy recess, it was the hope of many members of the General Assembly and certainly the hope of many private citizens of Delaware—that we would finally buckle down and get something accomplished.

I'm sure most citizens thought the groundwork for progress had been laid during that period. And so, when we returned here Monday, the situation was the same as when we left here on November 12, and the results to date have shown it.

Instead of demonstrating to the taxpayers that we were ready to do some work, we continued on the course of inaction and lack of leadership we have pursued for the past 12 months.

There was no action on the much-discussed but long-stalled public accommodations bill.

There was no action—not even any joint meetings or discussions—on the problem of election reform and the highway bond bill.

Even something we did accomplish last October was in the process of being undone. I refer to the school bond construction bill which was given final approval of three-fourths of this General Assembly back on October 11. Even

though we approved it nearly a month ago after lengthy debate, it has not yet reached the Governor's desk. Mr. Speaker, I would like to know why it's being held up. Who has more authority, a bill clerk? The passed bills committee chairman? Mr. Speaker, just who is it who claims to have more power over a bill than three-fourths of the members of this General Assembly?

That bill should be delivered to the Governor without further delay so that he can act on it before we are handed any new 100 per cent state financing bill.

This is just another example of the confused inaction that has become the trademark of this Assembly . . . confusion that found us without any kind of prepared resolution to pay our respects to the memory of our late President.

I know the majority members of this body did not intend to ignore the death of the late President, but once again, there was obviously no preparation for our action.

It seems to me that with only 9 legislative days remaining, we had better shake ourselves out of this cobweb of confusion and get something done. It was nice to hear all those fine words from our Governor Monday, but he brought up an entirely new idea about an additional \$10-million for the highway bond bill without telling any of the minority members, and he talked about a lot of reform measures on which we've been seeking action since February. I realize his talk looks good in newspaper print, but the words are empty without some kind of preparation and follow-through.

The minority members of this chamber are ready, as they have been for 11 months, to take action on a number of important measures including election reform, public accommodations, civil services, and the \$17-million bond bill for the freeway. We are also ready and willing to discuss any other ideas the Governor or the majority leaders might have.

But—if all this body intends to do is go through the same meaningless motions as we did Monday and as we did Tuesday, I suggest we save the taxpayers a lot of money and go home right now.

It was regularly moved and seconded that the results of the roll call on **HB 371** be lifted from the table. The motion prevailed by voice vote.

It was regularly moved and seconded that the results of the roll call on **HB 371** be laid on the table. The motion

prevailed was lost by voice vote. Without objection it was so ordered.

Without objection the privilege of the floor was granted to Mr. Fifer to explain the bill.

At 4:01 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 6:08 P.M. Mr. Busker, Majority Whip, called the House to order.

Without objection the privilege of the floor was granted to Speaker Tribbitt.

Mr. Eskridge introduced **HB 480**—"An Act Authorizing the State of Delaware to Borrow Money to be Used For the State Highway Department's Capital Improvements Programs and to Issue Notes and Bonds Therefor and Appropriating the Money Borrowed to the State Highway Department."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **HB 480** unassigned. The motion prevailed by voice vote.

Mr. Dineen introduced **HB 481**—"An Act to Amend Chapter 1, Title 15, Delaware Code, Relating to the Departments of Elections for New Castle County, Kent County and Sussex County."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **HB 481** unassigned. The motion prevailed by voice vote.

Mr. Quigley introduced **HA 1** to **SB 249**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **SB 249** be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to Mr. Phillips and then Mr. Hocker.

Mr. Isaacs introduced **HS 1** for **HB 296**—"An Act to Completely Revise, Recodify and Amend Title II, Delaware Code in Relation to Sentencing, Probation, Parole, and Pardons of Adult Offenders, and Procedures with Respect to Executive Clemency."

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

Mr. Isaacs introduced **HS 1** for **HB 297**—"An Act Amending Title 11, Delaware Code, Pertaining to the State Correctional System, and Creating a Department of Correction Having Responsibility for the Maintenance, Supervision and Control, and Rehabilitation of Persons Committed to Correctional Facilities. The Establishment of Probation and Parole Services Within Said Department, and Relating Generally to the Said Department of Correction, its Officers, Employees, Policies, Decisions, Responsibilities, Finances and Personnel Within its Jurisdiction and Control; Providing for Certain Offenses; and Making A Supplemental Appropriation to the Department."

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

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

Representative Dawson Shulties, Chairman of the Passed Bills Committee delivered **House Bill 426** with **HA 2, Senate Amendments 2, 3, and 4** to the Governors Office on 4 Dec. 1963.

CHARLES K. KEIL
Administrative Assistant
to the Governor

Mr. McGinnis introduced **HB 482**—"An Act Authorizing the Levy Court of Kent County to Borrow on the Credit of the County a Sum of Money Not Exceeding Nine Hundred and Fifty Thousand Dollars to be Expended for Acquiring Additional Lands to be Used For the Purpose of Building an Addition or Additions to the Kent County Court House, and for Making Such Alterations and Repairs to the Existing Court House as the Levy Court Shall Deem Necessary and Expedient."

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

The following Committee Reports were given:

HB 472—Appropriation, 1 favorable, 4 on merits.

HB 465—Elections, 3 favorable, 1 on merit.

Mr. Phillips introduced **HB 483**—"An Act to Amend Chapter 53, Title 30, Delaware Code, Pertaining to Cigarette Taxes."

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

Mr. Phillips moved that **HB 467**—"An Act to Amend Section 3710 of Title 12 of the Delaware Code, Relating to Charitable Contributions by Certain Fiduciaries," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Samuel S. Arsht, Esq. to explain the bill.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Quigley—2.

HB 467 having received the constitutional majority, passed the House.

Without objection the privilege of the floor was granted to Mr. Eskridge.

It was regularly moved and seconded that **HB 479** be stricken from the calendar. The motion prevailed by voice vote.

Mr. Shulties moved that **HB 474**—"An Act to Amend Chapter 3, Title 9, Delaware Code, by Providing for the Election of Levy Court Commissioners in Kent County on a County Wide At Large Basis," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Busker, Clifton, Darling, Davidson, Dineen, Eskridge, Exley, Hanlon, Holloway, Isaacs, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—22.

NAYS—Messrs. Annett, Correll, Downs, Hale, Hocker—5.

ABSENT—Messrs. Blendt, Casey, Keenan, Quigley—4.

NOT VOTING—Messrs. Bartleson, Best—2.

PRESENT—Messrs. Fifer, Jarrell—2.

HB 474 having received the constitutional majority, passed the House.

Mr. McGinnis invited Mr. Fifer to co-sponsor **HB 482**. Mr. Fifer accepted. His name added on bill as co-sponsor.

Without objection the privilege of the floor was granted to Mr. Annett.

Mr. Isaacs moved that **SB 219**—"An Act to Amend Chapter 3, Title 3, Delaware Code, Relating to Bureau of Markets by Providing for Tenure for Certain Employees," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 219** be temporarily deferred. The motion prevailed by voice vote.

Messrs. Best and Tribbitt introduced **HA 1** to **HB 454**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 454** be placed with the bill. The motion prevailed.

At 7:11 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Thursday, December 5, 1963. The motion prevailed by voice vote.

82nd LEGISLATIVE DAY

The Speaker called the House to order at 2:07 P.M. on Thursday, Dec. 5, 1963.

There was a prayer by the guest chaplain, Zoltan D. Szues of St. Georges' Presbyterian Church.

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

The Roll Call revealed 32 members present; 3 absent.

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

MEMBERS ABSENT—Messrs. Lowe, Quigley, Younger—3.

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

Motion prevailed.

Mr. Dineen introduced **HA 1** to **HB 481**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It

was regularly moved and seconded that **HA 1** to **HB 481** be placed with the bill. The motion prevailed.

At 5:11 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:38 P.M. the Speaker called the House to order.

Mr. Dineen moved that **HA 1** to **HB 481** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 481/HA 1**. The motion prevailed by voice vote.

Mr. Dineen moved that **HB 481** with **HA 1**—"An Act to Amend Chapter 1, Title 15, Delaware Code, Relating to the Departments of Elections for New Castle County, Kent County and Sussex County," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—Messrs. Best, Hanlon—2.

HB 481 with **HA 1** having received the constitutional majority, passed the House.

Mr. Eskridge moved that **HB 480**—"An Act Authorizing the State of Delaware to Borrow Money to be used for the State Highway Department's Capital Improvements Programs and to Issue Notes and Bonds Therefor and Appropriating the Money Borrowed to the State Highway Department," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—Messrs. Bartleson, Best—2.

HB 480 having received the constitutional majority, passed the House.

At 5:48 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 7:40 P.M. the Speaker called the House to order.

At 7:42 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Tuesday, December 10, 1963. The motion prevailed by voice vote.

83rd LEGISLATIVE DAY

The Speaker called the House to order at 2:07 P.M. on Tuesday, Dec. 10, 1963

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

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

The Roll Call revealed 31 members present; 4 absent.

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

MEMBERS ABSENT—Messrs. Casey, Downs, Eskridge, Younger—4.

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

Motion prevailed.

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

On the date indicated, the Governor approved the following legislation:

December 5, 1963—**HB 143; HB 228/HA 3; HB 390; HB 480; HB 481/HA 1.**

December 6, 1963—**SB 230; HS 1 for HB 429.**

A messenger from the Senate informed the House that the Senate had passed **HB 467** and was returning the same to the House.

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

2711 Pecksniff Road
 Sherwood Park II
 Wilmington 8, Delaware
 December 6th, 1963

Mr. James R. Quigley
 Hares Corner
 New Castle, Delaware
 Dear Mr. Quigley,

I hesitate to call you Representative, because you don't seem to act much like one.

Doesn't your conscience bother you? You have deliberately denied convenient library facilities to thousands of children in our area.

Despite your statement that "They can get in their cars and drive to New Castle Hundred," most of us women don't have extra cars. Our husbands must use their cars to go to work to earn a living and incidentally, to help defray the costs of a government (?) which you are supposed to represent.

For shame, Mr. Quigley, especially since New Castle Hundred already has library facilities and the nearest library for most of us in the other hundreds is the Wilmington City Library, located on King Street.

Have you every tried driving your children all the way into town to go to the library, and then couldn't find a place to park after you got there? . . . Of course you haven't . . . or you wouldn't have tacked such a nasty amendment onto such a well meaning bill as **SB 249** which allows a library to be built anywhere in the county.

We have been practically praying for this bill to pass, and for some twisted reason all your own, (I hope) you scuttled the whole purpose of the bill, out of sheer cussedness.

Feeling in this area is running quite high Mr. Quigley. There are mutters of "A good old fashioned Tar and Feathers Party" among us mothers.

I feel very sorry for you and the other misguided representatives who went along with you on this. They must know they are now tarred with the same disgusting brush. They have placed themselves, along with you, as putting petty party politics above the welfare of thousands of children.

Literally, they have connived with you to take the very Food of Knowledge out of our children's mouths. . . . For

What? . . . Why? . . . What will you gain from such a spiteful deed?

We can only hope that the consequence of such a foul play will haunt you forever!

A very disgruntled Mother

HELEN SWIFT

Without objection the privilege of the floor was granted to Attorney General David Buckson.

The following Committee Reports were given:

SB 245—Appropriation, 3 favorable, 2 on merits.

HB 427—Appropriation, 4 on merits.

SB 244—Appropriation, 1 favorable, 4 on merits.

HB 471—Appropriation, 3 favorable, 2 on merits.

SB 235—Corporation-Municipal, 5 favorable.

SB 236—Corporation-Municipal, 5 favorable.

HS 1 for **HB 297**—House Joint Correctional Committee, 5 favorable.

HS 1 for **HB 296**—House Joint Correctional Committee, 5 favorable.

HB 473—Miscellaneous, 1 favorable, 4 on merits.

SB 232—Miscellaneous, 3 favorable, 2 on merits.

A messenger from the Senate informed the House that the Senate had passed **SB 16, 258, 268** and requested the concurrence of the House.

SJR 6 was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SJR 6**. The motion prevailed by voice vote.

SENATE JOINT RESOLUTION 6

AS AMENDED BY

HOUSE AMENDMENT 1

Relating To John F. Kennedy Memorial Highway

WHEREAS, John F. Kennedy, a truly great American, endowed with great talents, chose not to use his remarkable personal assets for personal gain but rather devoted his life to the service of his country and received as a reward an assassin's bullet, believed in a greater America and worked tirelessly towards that end, and

WHEREAS, he was a great supporter of arterial highways to bind the nation together and on November 14, 1963

dedicated the Delaware Turnpike as part of the nation's arterial highway system, and

WHEREAS, all the people of Delaware who have experienced a sense of personal loss in his death desire to express in some small way their sorrow over his tragic death and to honor his memory,

NOW, THEREFORE, BE IT ENACTED that the Senate of the 122nd General Assembly, the House of Representatives concurring therein, requests the appropriate governmental bodies in the several states and in the federal government to rename the arterial limited access highway leading from Massachusetts to the nation's capital the "John F. Kennedy Memorial Highway" as a living tribute to this great and dedicated American.

AND BE IT FURTHER RESOLVED that copies of this Resolution be sent to the Governors of the several states concerned and to the appropriate federal officials.

Mr. Busker moved that **SJR 6** be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Downs, Eskridge—2.

SJR 6 having received the constitutional majority, passed the House.

SB 255 was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 255**. The motion prevailed by voice vote.

Mr. Busker moved that **SB 255**—"An Act to Rename a Portion of the Delaware Turnpike to the John F. Kennedy Highway," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jar-

rell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—33.

NAYS—None.

ABSENT—Downs, Eskridge—2.

SB 255 having received the constitutional majority, passed the House.

SCR 31—"An Act Making An Appropriation to the Diamond State Telephone Company for Services Rendered Through August 11, 1963," was given its first reading by title only and assigned to the Committee on Claims.

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the sum of \$412.02 be paid to the Diamond State Telephone Company for services rendered through August 11, 1963 for extensions 260, 261, 262, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276 & 277.

SB 240—"An Act to Amend Section 2105, Title 19, Delaware Code, Relating to the Compensation of the Secretary of the Industrial Accident Board," was given its first reading by title only and assigned to the Committee on Labor.

SB 259 was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **SB 259** unassigned. The motion prevailed by voice vote.

SB 259—An Act to Amend an Act Entitled "An Act to Reincorporate the Town of Lewes," Being Chapter 170, Volume 43, Laws of Delaware, as Amended, by Adopting the Motor Vehicle Code and Increasing the Authority of the Mayor and the Alderman to Fix Fines, Penalties and Terms of Imprisonment.

Mr. Quigley introduced **HA 1** to **HB 468**. It was given its first reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote.

It was regularly moved and seconded that action on **HA 1** to **HB 468** be temporarily deferred. The motion prevailed by voice vote.

Mr. Exley introduced **HB 484**—"An Act to Amend Chapter 25, Title 24, Delaware Code, by Providing for an Appeal by any Person Whose Pharmacy License Has Been Revoked, Suspended or Refused to be Granted."

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

Mr. Dineen moved that **HB 425**—"An Act to Amend Section 5115 of Chapter 51, Title 14, of the Delaware Code, Entitled 'University of Delaware' for the Purpose of Providing That the Revenue Bonds of the University May be Executed by Facsimile Signatures of the Officers of the University, and of Clarifying the Terms and Conditions Upon Which Such Bonds May Be Issued and Refunded and Increasing the Maximum Allowable Rate of Interest and Interest Cost From Four to Six Percent," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 425** be temporarily deferred. The motion prevailed by voice vote.

Mr. Shockley moved that **HB 195**—"An Act to Amend Chapter 27, Title 18, of the Delaware Code by Providing for a Special Tax on Certain Gross Premiums of Insurance Companies, the Distribution Thereof, and Requiring Certain Police Departments or Bureaus to Make Certain Registrations with the State Treasurer," be given its third and final reading and taken up for consideration in order to pass the House. On the question "Shall this Bill pass the House"?

The Roll Call revealed:

YEAS—Messrs. Dineen, Hanlon, Holloway, Keenan, Lowe, McGinnis, Phillips, Shockley, Younger—9.

NAYS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Exley, Fifer, Hale, Hocker, Isaacs, Kirkby, Pratt, Walls, Wootten—20.

ABSENT—Messrs. Downs, Eskridge, Quigley, Shulties—4.

NOT VOTING—Mr. Jarrell—1.

PRESENT—Mr. Speaker—1.

HB 195 not having received the constitutional majority, was declared lost.

Mr. Isaacs moved that **SB 219**—"An Act to Amend Chapter 3, Title 3, Delaware Code, Relating to Bureau of Markets by Providing for Tenure for Certain Employees," having previously been deferred be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Exley, Hale, Hanlon, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—Mr. Hocker—1.

ABSENT—Messrs. Blendt, Downs, Eskridge, Quigley, Shulties—5.

PRESENT—Mr. Fifer—1.

SB 219 having received the constitutional majority, was declared passed the House and returned to the Senate.

Mr. Davidson introduced **HB 485**—"An Act Appropriating Funds to the State Board of Examiners of Graduate Nurses to Provide Funds for Printing, Postage, Stationery, and Salary and Travel Expenses for Board Members."

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

Mr. Shockley introduced **HB 486**—"An Act to Amend Volume 32, Delaware Laws, Chapter 111, Section 4 by Vesting in the Department of Public Safety Certain Duties Formerly Enjoined Upon the Board of Park Commissioners.

It was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

Mr. Shockley introduced **HB 487**—"An Act to Amend Volume 17, Delaware Laws, Chapter 204, Section 6 by Deleting the Power of the Board of Park Commissioners to Appoint Special Policemen."

It was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

Mr. Dineen introduced **HB 488**—"An Act to Amend Volume 19, Delaware Laws, Chapter 731, Section 4, by Transferring the Power of Control and Management of Special Policement from the Board of Park Commissioners to the Department of Public Safety."

It was given its first reading by title only and assigned to the Committee on Corporations, Municipal.

Mr. Dineen introduced **HB 489**—"An Act Making a Supplementary Appropriation to the Secretary of State."

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

Mr. Dineen introduced **HB 490**—"An Act Making a Supplementary Appropriation to the Department of Civil Defense."

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

Mr. Lowe introduced **HA 1** to **HB 378**. It was given its first reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 378** be placed with the bill. The motion prevailed.

Mr. Dineen moved that **HB 425**—"An Act to Amend Section 5115 of Chapter 51, Title 14, of the Delaware Code, Entitled 'University of Delaware' for the Purpose of Providing that the Revenue Bonds of the University may be Executed by Facsimile Signatures of the Officers of the University, and of Clarifying the Terms and Conditions Upon Which Such Bonds May Be Issued and Refunded and Increasing the Maximum Allowable Rate of Interest and Interest Cost From Four to Six Percent," be given its first and only third and final reading and taken up for consideration in order to pass the House.

Mr. Dineen moved that **HA 1** to **HB 425** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

It was regularly moved and seconded that action on **HB 425/HA 1** be temporarily deferred. The motion prevailed by voice vote.

At 4:31 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:52 P.M. the Speaker called the House to order.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 259**. The motion prevailed by voice vote.

Mr. Busker moved that **SB 259**—An Act to Amend an Act Entitled "An Act to Reincorporate the Town of Lewes," Being Chapter 170, Volume 43, Laws of Delaware, as Amended, by Adopting the Motor Vehicle Code and Increasing the Authority of the Mayor and the Alderman to Fix Fines, Penalties and Terms of Imprisonment, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Downs, Eskridge, Pratt, Quigley—4.

SB 259 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 425/HA 1**—"An Act to Amend Section 5115 of Chapter 51, Title 14, of the Delaware Code, Entitled 'University of Delaware' for the Purpose of Providing that the Revenue Bonds of the University may be Executed by Facsimile Signatures of the Officers of the University, and of Clarifying the Terms and Conditions Upon Which Such Bonds May Be Issued and Refunded and Increasing the Maximum Allowable Rate of Interest and Interest Cost From Four to Six Percent," having previously been deferred be taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Downs, Eskridge, Pratt, Quigley—4.

HB 425/HA 1 having received the constitutional majority, passed the House.

Mr. McGinnis moved that **HB 465**—"An Act to Amend Title 15, Section 5004, Delaware Code, Pertaining to the Use of Voting Machines," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Downs, Eskridge, Pratt, Quigley—4.

HB 465 having received the constitutional majority, passed the House.

Mr. Shockley moved that **SB 217**—An Act to Amend Chapter 108, Volume 47, Laws of Delaware, Entitled "An Act Extending the Corporate Limits of the Town of Camden," by Adding a New Area Thereto, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Downs, Eskridge, Pratt, Quigley—4.

SB 217 having received the constitutional majority, passed the House.

Mr. Shockley moved that **SB 215**—"An Act to Amend Chapter 177, Volume 36, Laws of Delaware, and Chapter 203, Volume 25, Laws of Delaware by Revising and Amending the Duties of the Town Alderman of 'The Commissioners of Millsboro' and Eliminating the Town Constable as Such, and Creating a Police Department," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Downs, Eskridge, Pratt, Quigley—4.

SB 215 having received the constitutional majority, passed the House.

The following Committee Reports were given:

HB 378—Revenue and Taxation, 3 favorable, 2 on merits.

HB 379—Revenue and Taxation, 4 favorable, 1 on merit.

HB 369—Public Buildings and Highways, 1 favorable, 4 on merits.

HB 461—Public Buildings and Highways, 1 favorable, 4 on merits.

SB 58—Revised Statutes, 4 favorable, 1 on merit.

HB 344—Revised Statutes, 2 favorable, 3 on merits.

HB 337—Revised Statutes, 5 on merits.

HB 424—Revised Statutes, 2 favorable, 3 on merits.

HB 453—Revised Statutes, 5 favorable.

HB 454—Revised Statutes, 4 favorable, 1 on merit.

HB 462—Revised Statutes, 5 favorable.

HB 470—Revised Statutes, 2 favorable, 3 unfavorable.

HB 475—Revised Statutes, 4 favorable, 1 on merit.

HB 482—Revised Statutes, 4 favorable.

HB 373, SB 195 with committee reports, but the reports were not read.

At 6:14 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, Dec. 11, 1963. The motion prevailed by voice vote.

84th LEGISLATIVE DAY

The Speaker called the House to order at 1:54 P.M. on Wednesday, Dec. 11, 1963.

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

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

The Roll Call revealed 33 members present; 2 absent.

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

MEMBERS ABSENT—Messrs. Eskridge, McGinnis—2.

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

Motion prevailed.

Mr. Lowe moved that **HS 2** for **HB 21**—"An Act to Amend Section 5521, Title 29, Delaware Code, Relating to Optional and Mandatory Retirement of Covered School Employees of the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Charles Harris, D.S.E.A. Secretary, to explain the bill.

It was regularly moved and seconded that the results of the roll call on **HS 2** for **HB 21** be laid on the table. The motion prevailed by voice vote.

Without objection the privilege of the floor was granted to Mr. Hocker and then to Mr. Quigley.

Mr. Isaacs introduced **HB 491**—"An Act to Amend Chapter 5, Title 28, Delaware Code by Imposing Residence Requirements as a Condition Precedent to Appointment to Certain Harness Racing Positions."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 491**. The motion prevailed by voice vote.

Mr. Isaacs moved that **HB 491**—"An Act to Amend Chapter 5, Title 28, Delaware Code, By Imposing Residence Requirements as a Condition Precedent to Appointment to Certain Harness Racing Positions," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 491** be temporarily deferred. The motion prevailed by voice vote.

Mr. Phillips moved that **SB 232** with **SA 1**—"An Act to Amend Section 131, Title 23, Delaware Code, Relating to Pilotage Rates," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Charles Clark to explain the bill.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Annett, Eskridge, McGinnis, Quigley—4.

SB 232 with **SA 1** having received the constitutional majority, passed the House.

Mr. Casey introduced **HA 2** to **SB 249**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice

vote. It was regularly moved and seconded that **HA 2** to **SB 249** be adopted. The roll call revealed:

YEAS—Messrs. Bartleson, Best, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Exley, Fifer, Hale, Hocker, Holloway, Jarrell, Keenan, Kirkby, Shockley, Wootten—19.

NAYS—Atkins, Blendt, Hanlon, Isaacs, Lowe, Quigley, Walls—7.

ABSENT—Messrs. Annett, Clifton, Eskridge, McGinnis, Pratt—5.

NOT VOTING—Messrs. Phillips, Shulties, Younger, Mr. Speaker—4.

HA 2 to **SB 249** having received the constitutional majority, declared adopted.

It was regularly moved and seconded that the results of the roll call on **HB 469** as amended be lifted from the table. The motion prevailed by voice vote.

It was regularly moved and seconded that the results of the roll call on **HB 469** as amended be laid on the table. The motion prevailed by voice vote.

A messenger from the Senate informed the House that the Senate had passed **SB 16, 258, 268** and requested the concurrence of the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 466**. The motion prevailed by voice vote.

Mr. Shockley moved that **HB 466** be given its third and final reading and taken up for consideration in order to pass the House.

HB 466 as amended by **HA 1**—“An Act Amending Title 6, Delaware Code of 1953, by Protecting the Public Welfare, Entitling All Persons to Full and Equal Accommodations, Facilities, Advantages and Privileges of Places of Public Accommodations and Making it Unlawful to Refuse the Same to Any Person on Account of Race, Creed, Color or National Origin or to Publish Any Communication to the Effect that the Same Shall be Refused on Account of Race, Creed, Color or National Origin, Empowering and Directing the State Human Relations Commission to Effect Voluntary Compliance Therewith and Providing Criminal Penalties for the Violations Thereof, and Repealing Section 1501 of Title 24, Section 902 of Title 28 and Section 703 of Title 26, Delaware Code of 1953, Insofar as Said Sections are Inconsistent Herewith.”

Mr. Wootten introduced **HA 1** to **HB 466**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 466** be adopted by voice vote. The roll call revealed:

YEAS—Messrs. Blendt, Busker, Casey, Clifton, Darling, Davidson, Downs, Exley, Hanlon, Hocker, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—23.

NAYS—Messrs. Bartleson, Best, Dineen, Hale, Keenan, Shockley—6.

ABSENT—Messrs. Annett, Eskridge,—2.

NOT VOTING—Messrs. Correll, Holloway—2.

PRESENT—Messrs. Atkins, Fifer—2.

HA 1 to **HB 466** having received the constitutional majority, was adopted.

Mr. Pratt introduced **HA 2** to **HB 466**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 2** to **HB 466** be adopted.

The Roll Call revealed:

YEAS—Messrs. Busker, Clifton, Darling, Exley, Isaacs, Lowe, McGinnis, Pratt, Quigley, Shulties—10.

NAYS—Messrs. Annett, Bartleson, Best, Correll, Davidson, Dineen, Downs, Fifer, Hale, Hanlon, Holloway, Jarrell, Keenan, Phillips, Shockley, Walls, Younger, Mr. Speaker—18.

ABSENT—Mr. Eskridge—1.

NOT VOTING—Messrs. Casey, Hocker, Kirkby—3.

PRESENT—Messrs. Atkins, Blendt, Wootten—3.

HA 2 to **HB 466** not having received the constitutional majority, was declared lost.

Mr. McGinnis introduced **HA 3** to **HB 466**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 3** to **HB 466** be adopted.

It was regularly moved and seconded that the results of the roll call on **HA 3** to **HB 466** be laid on the table. The motion was lost by voice vote.

The Roll Call revealed:

YEAS—Messrs. Busker, Clifton, Darling, Davidson, Exley, Fifer, Hocker, Kirkby, McGinnis, Pratt, Quigley, Shulties—12.

NAYS—Messrs. Annett, Bartleson, Best, Blendt, Casey, Correll, Dineen, Downs, Hale, Hanlon, Holloway, Jarrell, Keenan, Phillips, Shockley, Walls, Mr. Speaker—17.

ABSENT—Messrs. Atkins, Eskridge, Isaacs—3.

NOT VOTING—Mr. Lowe—1.

PRESENT—Messrs. Wootten, Younger—2.

HA 3 to HB 466 not having received the constitutional majority, was lost.

Mr. Pratt introduced **HA 4 to HB 466**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 4 to HB 466** be adopted. The roll call revealed:

YEAS—Messrs. Busker, Clifton, Darling, Exley, Isaacs, Kirkby, Lowe, McGinnis, Pratt, Quigley, Shulties, Wootten, Younger—13.

NAYS—Messrs. Annett, Bartleson, Best, Dineen, Downs, Hale, Hanlon, Holloway, Jarrell, Keenan, Phillips, Shockley, Walls, Mr. Speaker—14.

ABSENT—Mr. Eskridge—1.

NOT VOTING—Messrs. Casey, Correll—2.

PRESENT—Messrs. Atkins, Blendt, Davidson, Fifer, Hocker—5.

HA 4 to HB 466 not having received the constitutional majority, was lost.

It was regularly moved and seconded that action on **HB 466** as amended be temporarily deferred.

The Roll Call revealed:

YEAS—Messrs. Clifton, Darling, Quigley, Shulties—4.

NAYS—Messrs. Annett, Bartleson, Best, Blendt, Correll, Davidson, Dineen, Downs, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Younger, Mr. Speaker—25.

ABSENT—Mr. Eskridge—1.

PRESENT—Messrs. Atkins, Busker, Casey, Exley, Wootten—5.

Motion to defer action on **HB 466** as amended having not received the constitutional majority, was lost.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Casey, Correll, Davidson, Dineen, Downs, Fifer, Hale, Hanlon, Holloway, Jarrell, Keenan, Phillips, Shockley, Walls, Wootten, Younger, Mr. Speaker—21.

NAYS—Messrs. Busker, Darling, Exley, Hocker, Isaacs, Kirkby, Lowe, McGinnis, Pratt, Shulties—10.

ABSENT—Messrs. Clifton, Eskridge, Quigley—3.

PRESENT—Mr. Atkins—1.

HB 466 with **HA 1** having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **HB 427**, **471** and **444** as amended with **HA 1** and was returning the same to the House.

Mr. Pratt moved that **HB 427**—"An Act Making a Supplementary Appropriation to the State Law Library in Kent County," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Bartleson, Clifton, Dineen, Eskridge, Quigley, Shulties—6.

HB 427 having received the constitutional majority, passed the House.

Mr. Younger moved that **HB 471**—"An Act Making an Appropriation to Townsend School District #81, New Castle County, Delaware, for the Purpose of Making Alterations and Repairs to the School Building," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Dineen, Eskridge, Quigley, Shulties—4.

PRESENT—Mr. Clifton—1.

HB 471 having received the constitutional majority, passed the House.

Mr. Blendt introduced **HA 2** to **SB 23**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 2** to **SB 23** be adopted by voice vote. The motion prevailed.

Mr. Blendt moved that **SB 23** with **SA 1 & 2 & HA 1**—“An Act to Amend Title 14, Delaware Code, Relating to ‘Education,’ by Providing Scholarships for Students Pursuing Courses of Higher Education not Available in State Institutions,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Dineen, Eskridge, Quigley, Shulties—4.

SB 23 with **SA 1 & 2** and **HA 1** having received the constitutional majority, passed the House.

Mr. Casey moved that **SB 249**—“An Act to Amend Chapter 15, Title 9, Delaware Code, Authorizing the Levy Court of New Castle County to Acquire Land and Construct and Equip a Public Library and Authorizing the Levy Court of New Castle County to Issue Bonds to Finance the Cost Thereof and to Levy Taxes Therefor,” be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 249**. The motion prevailed by voice vote.

Mr. Busker moved that **HA 1** to **SB 249** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

Mr. Busker moved that **HA 2** to **SB 249** having previously been placed with the bill, be adopted by voice vote. Question prevailed.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Dineen, Eskridge, Quigley, Shulties—5.

SB 249 with **HA 1 & 2** having received the constitutional majority, passed the House.

Mr. Exley introduced **HR 135**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 135** be adopted by voice vote. The motion prevailed.

HR 135—"Authorizing the Payment of Certain Expenses for Duplicate Bill Backers for the House of Representatives of the 122nd General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$60.00 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Harrington Journal, Harrington, Delaware for the printing of 2000 Duplicate Bill Backers for the House of Representatives of the 122nd General Assembly.

Mr. Hale moved that **HB 444**—"An Act to Enable the Levy Court of New Castle County to Establish a Water Supply and Flood Control System in the White Clay Creek Watershed, to Control the Use of Excess Water Thereof, to Augment the Supply of Water for New Castle County to Control the Use Thereof and to Charge Fees Therefor to Issue Bonds to Finance Projects and Acquirements, to Acquire by Condemnation, Purchase, Gift or Otherwise Land or Rights Therein, in New Castle County or in the Commonwealth of Pennsylvania, to Levy Taxes Therefor," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Hale introduced **HA 1** to **HB 444**. It was given its first and only reading in its entirety. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 444** be adopted by voice vote. The motion prevailed.

It was regularly moved and seconded that action on **HB 444/HA 1** be temporarily deferred. The motion was lost by voice vote.

Without objection the privilege of the floor was granted to Mr. John I. Cahalan, New Castle County Engineer and House Attorney James Walsh to explain the bill.

The Roll Call revealed:

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

NAYS—Mr. Shulties—1.

ABSENT—Messrs. Eskridge, Quigley, Walls, Wootten—4.

HB 444 with **HA 1** having received the constitutional majority, passed the House.

At 5:55 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Thursday, December 12, 1963. The motion prevailed by voice vote.

85th LEGISLATIVE DAY

The Speaker called the House to order at 2:17 P.M. on Thursday, Dec. 12, 1963.

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

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

The Roll Call revealed 32 members present; 3 absent.

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

MEMBERS ABSENT—Messrs. Davidson, Eskridge, Shulties—3.

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

Motion prevailed.

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

December 10, 1963

Honorable Sherman W. Tribbitt
Speaker of the House of Representatives
Dover, Delaware

Sir:

At a recent meeting of the Magistrates Association of the State of Delaware, it was unanimously voted that the

Association go on record as approving and requesting the passage of **House Bill 363**.

It was requested by the Association that this letter be sent to you as Speaker of the House and request that the motion of the Association expressing approval of **House Bill 363** be read into the record.

Yours very truly,

WM. M. DOUGHTEN, Secretary
Magistrates Association
of The State of Delaware

The following Committee Report was given:

SCR 31—Claims, 3 favorable, 2 on merits.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 31**. The motion prevailed by voice vote.

Mr. Walls moved that **SCR 31**—"An Act Making An Appropriation to the Diamond State Telephone Company for Services Rendered Through August 11, 1963," be given its third and final reading and taken up for consideration in order to pass the House.

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the sum of \$412.02 be paid to the Diamond State Telephone Company for services rendered through August 11, 1963 for extensions 260, 261, 262, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276 & 277.

SCR 31 was adopted by voice vote.

The following Committee Reports were given:

HB 367—Revised Statutes, 3 favorable, 2 on merits.

HB 422—Revenue and Taxation, 3 favorable, 2 on merits.

HB 484—Revised Statutes, 4 favorable, 1 on merit.

SB 268—"An Act Making a Supplementary Appropriation to the State Board of Education for the Improvement of the Grounds of the Kenton School District No. 9, Kent County," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 258—"An Act Making a Supplementary Appropriation to the Rehoboth Special School District for the Purpose of Replacing Heating Boilers in Main Building," was given its first reading by title only and assigned to the Committee on Appropriations.

SB 16—"An Act to Create a Poet Laureate for the State," was given its first reading by title only and assigned to the Committee on Miscellaneous.

It was regularly moved and seconded that **SB 255** be reconsidered by the House in order to place an amendment with the bill. The motion prevailed by voice vote.

It was regularly moved and seconded that the roll call vote on **SB 255** be nullified. The roll call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Shulties—3.

Motion to nullify Roll Call on **SB 255** with **HA 1** having received the constitutional majority, passed the House.

Mr. Busker introduced **HA 1** to **SB 255**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **SB 255** be adopted by voice vote. The motion prevailed.

Mr. Busker moved that **SB 255/HA 1**—"An Act to Rename a Portion of the Delaware Turnpike to the John F. Kennedy Highway," be given its final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Fifer, Shulties—4.

SB 255 with **HA 1** having received the constitutional majority, passed the House.

It was regularly moved and seconded that **SJR 6** be reconsidered by the House in order to place an amendment with the Resolution. The motion prevailed by voice vote.

It was regularly moved and seconded that the roll call on **SJR 6** be nullified. The roll call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Clifton, Correll, Darling, Dineen, Downs, Exley,

Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Casey, Davidson, Eskridge, Keenan, Quigley, Shulties—6.

Motion to nullify original roll call on **SJR 6** having received the constitutional majority, passed the House.

Mr. Busker introduced **HA 1** to **SJR 6**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **SJR 6** be adopted by voice vote. The motion prevailed.

Mr. Busker moved that **SJR 6/HA 1**—"Relating to John F. Kennedy Highway," be given its final reading and taken up for consideration in order to pass the House.

WHEREAS, John F. Kennedy, a truly great American, endowed with great talents, chose not to use his remarkable personal assets for personal gain but rather devoted his life to the service of his country and received as a reward an assassin's bullet, believed in a greater America and worked tirelessly towards that end, and

WHEREAS, he was a great supporter of arterial highways to bind the nation together and on November 14, 1963 dedicated the Delaware Turnpike as part of the nation's arterial highway system, and

WHEREAS, all the people of Delaware who have experienced a sense of personal loss in his death desire to express in some small way their sorrow over his tragic death and to honor his memory.

NOW THEREFORE, BE IT ENACTED that the Senate of the 122nd General Assembly, the House of Representatives concurring therein, requests the appropriate governmental bodies in the several states and in the federal government to rename the arterial limited access highway leading from Massachusetts to the nation's capital the "John F. Kennedy Highway" as a living tribute to this great and dedicated American.

AND BE IT FURTHER RESOLVED that copies of this Resolution be sent to the Governors of the several states concerned and to the appropriate federal officials.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Clifton, Correll, Darling, Dineen, Downs, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Kirkby,

Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Casey, Davidson, Eskridge, Hanlon, Keenan, Quigley, Shulties—7.

SJR 6 having received the constitutional majority, passed the House.

Mr. Hocker introduced **HA 3** to **HB 469**. It was given its first and only reading in its entirety. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 3** to **HB 469** be adopted by voice vote.

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

It was regularly moved and seconded that action on **HA 3** to **HB 469** be temporarily deferred. The motion prevailed by voice vote.

A messenger from the Senate informed the House that the Senate had passed **SB 270, 271, 119, 172, 263, SS 1** for **SB 266 - SCR 32 & 33** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 36, 76, 328** with **HA 1** and **2** and was returning the same to the House.

Mr. Isaacs introduced **HA 1** to **HS 1** for **HB 296**. It was given its first and only reading in its entirety. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HS 1** for **HB 296** be placed with the bill. The motion prevailed.

Mr. Isaacs introduced **HA 1** to **HS 1** for **HB 297**. It was given its first and only reading in its entirety. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HS 1** for **HB 297** be placed with the bill. The motion prevailed.

Mr. Bartleson moved that **HB 351**—"An Act to Amend Chapter 5, Title 29, Delaware Code, Relating to the Seal of State Officials, Courts and Public Officers by Providing that the Levy Court of New Castle County May Adopt a Seal," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Downs, Exley, Fifer, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirk-

by, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Davidson, Dineen, Eskridge, Holloway, Quigley, Shulties—6.

HB 351 having received the constitutional majority, passed the House.

Mr. Busker moved that **SB 58**—"An Act to Amend Chapter 51, Title 29, Delaware Code, by Authorizing the State Treasurer to Make Certain Payroll Deductions," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Quigley, Shulties—4.

SB 58 having received the constitutional majority, passed the House.

Mr. Darling moved that **HB 369**—"An Act to Amend Chapter 1, Title 17, Delaware Code, Relating to Powers and Duties of the State Highway Department," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Quigley, Shulties—4.

HB 369 having received the constitutional majority, passed the House.

It was regularly moved and seconded that **SB 217** be reconsidered by the House in order to place an amendment with the bill. The motion prevailed by voice vote.

It was regularly moved and seconded that the roll call vote on **SB 217** be nullified. The roll call revealed:

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

NAYS—None.

ABSENT—Messrs. Clifton, Davidson, Eskridge, Quigley, Shulties—5.

Motion to nullify roll call on **SB 217** having received the constitutional majority, passed the House.

Mr. Fifer introduced **HA 1** to **SB 217**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **SB 217** be adopted by voice vote. The motion prevailed.

Mr. Fifer moved that **SB 217** with **HA 1**—An Act to Amend Chapter 108, Volume 47, Laws of Delaware, Entitled "An Act Extending the Corporate Limits of the Town of Camden," by adding a new area Thereto, be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Holloway, Quigley, Shulties—5.

SB 217 with **HA 1** having received the constitutional majority, passed the House.

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

STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

December 12, 1963

To the House of Representatives of the
122nd General Assembly of the State of Delaware:

On December 4, 1963, I received **House Bill 445**, entitled:

“AN ACT AUTHORIZING AND DIRECTING THE RECEIVER OF TAXES AND COUNTY TREASURER OF KENT COUNTY TO REIMBURSE MRS. T. C. COLLINS SCHOOL TAXES ASSESSED AND PAID IN ERROR.”

I am returning this bill to you without my approval because:

1. It directs the Receiver of Taxes and County Treasurer of Kent County to make a refund which should be made by the Harrington School District.

2. The people of Kent County would then be unfairly bearing the financial loss, and thus this bill does not provide the solution to the original error, but further complicates the problem.

I urge that a new bill be drafted authorizing the Harrington School District to make reimbursement to Mrs. T. C. Collins.

Respectfully submitted,
ELBERT N. CARVEL
Governor

m Enclosure

At 3:53 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:28 P.M. the Speaker called the House to order.

Mr. Dineen moved that **SB 245**—“An Act to Appropriate \$6,580 to the State Board of Education for the Use of the Greenwood Consolidated School District to Equip an Agriculture Shop,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Shulties—3.

PRESENT—Messrs. Fifer, Pratt—2.

SB 245 having received the constitutional majority, passed the House.

Mr. Shockley moved that **SB 233**—An Act to Amend an Act Entitled “An Act To Reincorporate The Town of Fel-

ton," Being Chapter 208 of Volume 24, Laws of Delaware, by Providing for Zoning, be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Shulties—3.

SB 233 having received the constitutional majority, passed the House.

Mr. Shockley moved that **SB 234**—An Act to Amend an Act Entitled "An Act to Reincorporate the Town of Felton," Being Chapter 208 of Volume 24, Laws of Delaware, by Increasing the Amount That Can be Raised Each Year by Taxes, be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Jarrell, Shulties—4.

SB 234 having received the constitutional majority, passed the House.

Mr. Shockley moved that **SB 235** with **SA 1**—An Act to Amend An Act Entitled "An Act to Reincorporate the Town of Felton" Being Chapter 208 of Volume 24, Laws of Delaware, by Providing for Annexing Land, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Jarrell, Shulties—4.

SB 235 with **SA 1** having received the constitutional majority, passed the House.

Mr. Shockley moved that **SB 236** with **SA 1**—An Act to Amend An Act Entitled “An Act to Reincorporate the Town of Felton,” Being Chapter 208 of Volume 24, Laws of Delaware, by Providing for a Change in Voting Hours and For Voting, be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Jarrell, Shulties—4.

SB 236 with **SA 1** having received the constitutional majority, passed the House.

Mr. Shockley moved that **SB 237**—An Act to Amend an Act Entitled “An Act to Reincorporate the Town of Felton,” Being Chapter 208 of Volume 24, Laws of Delaware, by Providing for a Board of Health, Fire Regulations and Maintenance of Lots, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Shulties—3.

SB 237 having received the constitutional majority, passed the House.

SB 271 was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 271**. The motion prevailed by voice vote.

Mr. Shockley moved that **SB 271**—An Act to Amend an Act Being Chapter 196, Volume 22, Laws of Delaware as Amended, Entitled, "An Act to Authorize the Commissioners of Lewes to Appoint a Board of Public Works for the Town of Lewes Which Shall Establish, Control and Regulate an Electric Light Plant, Water Works and a Sewer System For Said Town; Prescribing the Powers and Duties of Said Board and Providing for the Election of Their Successors" by Extending the Territory to which Water and Sewer May Be Supplied By Said Board of Public Works and to Adopt Regulations, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Quigley, Shulties—4.

SB 271 having received the constitutional majority, passed the House.

Mr. Walls introduced **HR 136**. It was given its first and only reading by title only. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 136** be adopted by voice vote. The motion prevailed.

HR 136—"Authorizing Payment of Certain Expenses Incurred on Behalf of the House of Representatives of the 122nd General Assembly for Telegraphic Service."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of \$39.60 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay Western Union, Dover, Delaware for 33 messages to House Members on Nov. 8, 1963, such expense having been incurred on behalf of the House of Representatives of the 122nd General Assembly.

Mr. Walls introduced **HR 137**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was

regularly moved and seconded that **HR 137** be adopted by voice vote. The motion prevailed.

HR 137—"Authorizing the Payment for Certain Supplies Furnished to the House of Representatives of the 122nd General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of ninety-nine dollars and forty-five cents (\$99.45) be appropriated out of any money in the State Treasury, not otherwise appropriated, to pay Butler's Inc., 415 Market Street, Wilmington, Delaware for materials required for the multilith machine used for the House of Representatives of the 122nd General Assembly of the State of Delaware.

Mr. Walls introduced **HR 138**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HR 138** be adopted by voice vote. The motion prevailed.

HR 138—"Making an Appropriation to the Diamond State Telephone Company for Services Rendered for the Period Ending November 11, 1963."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$110.80 be paid to the Diamond State Telephone Company for services rendered for the period ending November 11, 1963 for phone 736-6180.

Mr. Walls introduced **HR 139**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HR 139** be adopted by voice vote. The motion prevailed.

HR 139—"Authorizing the Payment of Certain Expenses for Supplies for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of fifty dollars and eighty-one cents (\$50.81) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the B & B Music Service, 200 Loockerman Street, Dover, Delaware for the purchase of Tapes for the House of Representatives of the 122nd General Assembly.

Mr. Atkins moved that **SB 83**—"An Act to Amend § 6102, Title 16, Delaware Code, Relating to the Compact Administration of the Interstate Compact on Mental Health,"

be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Quigley, Shulties—4.

SB 83 having received the constitutional majority, passed the House.

The following Committee Report was given:

HB 289—Education, 4 favorable, 1 on merit.

Mr. Blendt moved that **HB 201** with **HA 2**—"An Act Amending Title 9, Chapter 15, Delaware Code, Enabling the Levy Court of New Castle County to Make Improvements for Drainage and Flood Control, to Establish Drainage and Flood Control Regulations and a Drainage Board and Providing for the Issuance of Bonds and the Levying of Taxes to Finance Said Improvements," be given its first and only third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Talbert to explain the bill.

It was regularly moved and seconded that action on **HB 201** with **HA 2** be temporarily deferred. The motion prevailed by voice vote.

Mr. McGinnis moved that **HB 482**—"An Act Authorizing the Levy Court of Kent County to Borrow on the Credit of the County a Sum of Money Not Exceeding Nine Hundred and Fifty Thousand Dollars to be Expended for Acquiring Additional Lands to be Used for the Purpose of Building an Addition or Additions to the Kent County Court House, and for Making Such Alterations and Repairs to the Existing Court House as the Levy Court Shall Deem Necessary and Expedient," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Dineen, Downs, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jar-

rell, Kirkby, Lowe, McGinnis, Phillips, Shockley, Walls, Wootten, Younger, Mr. Speaker—29.

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Keenan, Pratt, Quigley, Shulties—6.

HB 482 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 472**—"An Act Making a Supplementary Appropriation to the Department of Elections for New Castle County for the Special Election held in the First Representative District in New Castle County," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Davidson, Eskridge, Pratt, Quigley, Shulties—5.

HB 472 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 38** with **HA 1**—"An Act to Amend Section 132, Title 17, Delaware Code, Relating to the General Powers and Duties of the State Highway Department," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Davidson, Eskridge, Pratt, Quigley, Shulties—6.

HB 38 with **HA 1** having received the constitutional majority, passed the House.

Mr. Hocker introduced **HB 492**—"An Act to Prohibit the Governor of the State of Delaware From Running for Any

Political Office Within Four (4) Years Succeeding His 2nd Term in State Office as Governor Should he be so Elected.”

It was given its first reading by title only and assigned to the Committee on Miscellaneous Bills.

Mr. Hocker introduced **HB 493**—“An Act to Amend Chapter 17, Title 14, Delaware Code, by the Inclusion in School Appropriations of Costs of Payment on Bonded Indebtedness.”

Be It Enacted By The General Assembly of the State of Delaware.

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

Mr. Hocker introduced **HA 4** to **HB 469**. It was given its first reading by title only. It was regularly moved and seconded that so much be considered the reading of the amendment. It was regularly moved and seconded that **HA 4** to **HB 469** be placed with the bill. The motion prevailed.

Mr. Lowe moved that **HB 303**—“An Act to Amend Chapter 11, Title 30, Delaware Code, Relating to Information Returns to the State Tax Department from Those Making Certain Payments,” be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Glennon.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Clifton, Correll, Darling, Dineen, Downs, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Shockley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Blendt, Casey, Davidson, Eskridge, Pratt, Quigley, Shulties—7.

HB 303 having received the constitutional majority, passed the House.

Mr. Lowe moved that **HB 333**—“An Act to Amend Section 1170, Title 30, Delaware Code, Pertaining to Supplementary Returns,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Best, Blendt, Busker, Casey, Dineen, Downs, Hale, Hanlon, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Shockley, Walls, Younger, Mr. Speaker—18.

NAYS—Messrs. Annett, Bartleson, Correll, Exley, Hocker, Wootten—6.

ABSENT—Messrs. Atkins, Davidson, Eskridge, McGinnis, Pratt, Quigley, Shulties—7.

PRESENT—Messrs. Clifton, Darling, Fifer, Jarrell—4.

HB 333 having received the constitutional majority, passed the House.

Mr. Lowe moved that **HB 378**—"An Act to Amend Chapter 53, Title 30, Delaware Code, Pertaining to Cigarette Taxes and Licenses," be given third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Glennon to explain the bill.

Mr. Lowe moved that **HA 1** having previously been placed with the bill, be adopted by voice vote. Motion prevailed by voice vote.

Mr. Lowe moved that **HB 378** with **HA 1** be given third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 378** with **HA 1** be temporarily deferred. The motion prevailed by voice vote.

At 6:02 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Monday, December 16, 1963. The motion prevailed by voice vote.

86th LEGISLATIVE DAY

The Speaker called the House to order at 2:53 P.M. on Monday, Dec. 6, 1963.

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

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

The Roll Call revealed 31 members present; 4 absent.

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

MEMBERS ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties—4.

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

Motion prevailed.

The following Committee Reports were given:

HB 339—Elections, 2 favorable, 2 on merits.

HB 340—Elections, 2 favorable, 2 on merits.

SB 263/SA 1—"An Act to Prevent Unfair Competition and Unfair or Deceptive Acts or Practices in Trade or in Commerce and to Give the Attorney General Certain Powers and Duties for the Enforcement Thereof and to Give Injunctive and Other Relief in the Court of Chancery," was given its first reading by title only and assigned to the Committee on Manufacturing and Commerce.

The following Committee Reports were given:

SB 268—Appropriations, 4 favorable, 1 on merit.

SB 258—Appropriations, 3 favorable, 1 on merit.

SB 172—"An Act Making An Appropriation to the Secretary of State for a Comprehensive Review and Study of the Corporation Law of the State and for the Preparation of a Report Containing Recommended Revisions of Such Law for Submission to the General Assembly," was given its first reading by title only and assigned to the Committee on Appropriations.

SS 1 for SB 266—"An Act to Amend Title 15, Delaware Code, Relating to Elections to Provide for Registration of Voters in Various Locations and Appropriating Funds Therefor," was given its first reading by title only and assigned to the Committee on Elections.

SCR 32—"Expressing the Sympathy of the 122nd General Assembly Upon the Death of Former Representative Leon A. Bailey," was given its first reading by title only.

WHEREAS, the 122nd General Assembly of the State of Delaware has learned with regret of the passing of Former Representative Leon A. Bailey, and

WHEREAS, Representative Leon A. Bailey served the State of Delaware as a member of the House of Representatives in the 105th General Assembly in the years 1935-1936 as a Representative from the 7th Representative District of Kent County at Wyoming, Delaware, and

WHEREAS, Representative Leon A. Bailey, also served the State of Delaware as a member of the House of Representatives in the 114th General Assembly in the years 1947-1948 as a Representative from the 5th Representative District of Sussex County at Delmar, Delaware, and

WHEREAS, Representative Leon A. Bailey was a dedicated public servant whose accomplishments for the State of Delaware will never be forgotten by its citizens,

NOW THEREFORE:

BE IT RESOLVED by the Senate of the State of Delaware, the House of Representatives concurring therein that the members wish to give expression to the regret they experienced at the passing of former Representative Leon A. Bailey, a prominent figure in his community, and

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

BE IT FURTHER RESOLVED, that the text of this resolution be made part of the journal of the proceedings of the Senate and House of Representatives of the 122nd General Assembly of the State of Delaware.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 32**. The motion prevailed by voice vote.

Mr. Busker moved that **SCR 32** be given its third and final reading and taken up for consideration in order to pass the House.

SCR 32 was adopted by voice vote.

SB 270—"An Act Revising the Prior Charter of the City of Rehoboth Beach and Establishing a New Charter Therefor and Prescribing the Powers and Duties of the Commissioners of Rehoboth Beach," was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 270**. The motion prevailed by voice vote.

Mr. Busker moved that **SB 270**—"An Act Revising the Prior Charter of the City of Rehoboth Beach and Establishing a New Charter Therefor and Prescribing the Powers and Duties of the Commissioners of Rehoboth Beach," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jar-

rell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties, Younger—5.

SB 270 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **SB 257/SA 1, 264, 272** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 15, 223, 351, 353, 465, 471** and was returning the same to the House.

SB 264—"An Act Granting the Mayor and Council of Wilmington the Right to Convey all its Right, Title and Interest in a Certain Lot and Building," was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 264**. The motion prevailed by voice vote.

Mr. Shockley moved that **SB 264**—"An Act Granting the Mayor and Council of Wilmington the Right to Convey all its Right, Title and Interest in a Certain Lot and Building," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties—4.

SB 264 having received the constitutional majority, passed the House.

SB 119—"An Act to Adopt on Behalf of the State of Delaware, the Driver License Compact," was given its first reading by title only and assigned to the Committee on Revised Statutes.

SB 272—An Act to Further Amend Chapter 182 of Volume 45, Laws of Delaware 1944-5, Entitled "An Act to Reincorporate the Town of Delmar by Increasing the Limit

of Taxation for General Town Purposes," was given its first reading by title only and assigned to the Committee on Corporations-Municipal.

SCR 33—"Making Appropriations to Various Companies for Supplies and Services Rendered the 122nd General Assembly of the State of Delaware," was given its first reading by title only and assigned to the Committee on Claims.

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the following named companies be paid for supplies and services rendered the 122nd General Assembly of the State of Delaware:

Lo-Mar, Inc.	\$ 21.00
Stein Highway	
Seaford, Delaware	
International Business Machines, Inc.	19.02
P. O. Box 387	
Philadelphia, Pennsylvania, 19107 (#51050-40)	
Young & Revel, Inc.	34.54
P. O. Box 241	
Milford, Delaware (#59466, 59460)	
Addressograph-Multigraph Corporation	159.55
P. O. Box 1305	
Church Street Station	
New York 8, N. Y. (20-62)	
Harrington Journal	792.00
Harrington	
Delaware	
Capitol Office Equipment Bureau	69.79
205 W. Division Street	
Dover, Delaware (#40431-40483-40488)	
Quaker City Paper Company	59.70
432 W. Allegheny Avenue	
Philadelphia, Pennsylvania, 19133 (#8533)	

Mr. Busker moved that **HB 356**—"An Act to Amend Chapter 8, Title 22, Delaware Code, Relating to Home Rule for Municipalities," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties—4.

HB 356 having received the constitutional majority, passed the House.

Mr. Dineen moved that **HB 423**—"An Act Creating a Wilmington Civic Center Office Building Commission and Making a Supplementary Appropriation Thereto," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Dineen introduced **HA 1** to **HB 423**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **HB 423** be adopted by voice vote. The motion prevailed.

Mr. Dineen moved that **HB 423/HA 1**—"An Act Creating a Wilmington Civic Center Office Building Commission and Making a Supplementary Appropriation Thereto," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Casey, Correll, Darling, Davidson, Dineen, Downs, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, Phillips, Shockley, Walls, Younger, Mr. Speaker—25.

NAYS—None.

ABSENT—Messrs. Eskridge, Hanlon, Jarrell, Quigley, Shulties—5.

NOT VOTING—Messrs. Clifton, Pratt—2.

PRESENT—Messrs. Busker, McGinnis, Wootten—3.

HB 423 with **HA 1** having received the constitutional majority, passed the House.

Mr. Exley introduced **HB 494**—"An Act Authorizing and Directing the Harrington Special School District of Kent County to Re-Imburse Mrs. T. C. Collins School Taxes Assessed and Paid in Error."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 494**. The motion prevailed by voice vote.

Mr. Exley moved that **HB 494**—"An Act Authorizing and Directing the Harrington Special School District of Kent County to Re-Imburse Mrs. T. C. Collins School Taxes Assessed and Paid in Error," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Exley, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Annett, Dineen, Eskridge, Hanlon, Quigley, Shulties, Younger—7.

HB 494 having received the constitutional majority, passed the House.

Mr. Exley introduced **HB 495**—"An Act Authorizing and Directing the Receiver of Taxes and County Treasurer of Kent County to Re-Imburse Mrs. T. C. Collins County Taxes Assessed and Paid in Error."

It was given its first and only reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 495**. The motion prevailed by voice vote.

Mr. Exley moved that **HB 495**—"An Act Authorizing and Directing the Receiver of Taxes and County Treasurer of Kent County to Re-Imburse Mrs. T. C. Collins County Taxes Assessed and Paid in Error," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Annett, Eskridge, Hanlon, Quigley, Shulties, Younger—6.

HB 495 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 470**—"An Act to Amend Section 522 of Title 28 of the Delaware Code, Relating to the Maximum Number of Harness Racing Days in Any County," be given third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Hale, Holloway, Jarrell, Keenan, Kirkby, McGinnis, Pratt, Shockley, Wootten, Mr. Speaker—21.

NAYS—Messrs. Atkins, Clifton, Exley, Hocker, Isaacs, Phillips, Walls, Younger—8.

ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties—4.

PRESENT—Messrs. Fifer, Lowe—2.

HB 470 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 233**—"An Act to Amend Chapter 13, Title 14 by Adding Provisions for Compensation of Teachers on Sabbatical Leave," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Fifer, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—Mr. Exley—1.

ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties—4.

PRESENT—Messrs. Dineen, McGinnis—2.

HB 233 having received the constitutional majority, passed the House.

Mr. Blendt moved that **HB 201** with **HA 2**—"An Act Amending Title 9, Chapter 15, Delaware Code, Enabling the Levy Court of New Castle County to Make Improvements for Drainage and Flood Control, to Establish Drainage and Flood Control Regulations and a Drainage Board and Providing for the Issuance of Bonds and the Levying of Taxes to Finance Said Improvements," be given its first and only third and final reading and taken up for consideration in order to pass the House.

Mr. Blendt introduced **HA 4** to **HB 201**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 4** to **HB 201** be adopted by voice vote. The motion prevailed.

Mr. Blendt moved that **HB 201** with **HA 2/4**—"An Act Amending Title 9, Chapter 15, Delaware Code, Enabling the Levy Court of New Castle County to Make

Improvements for Drainage and Flood Control, to Establish Drainage and Flood Control Regulations and a Drainage Board and Providing for the Issuance of Bonds and the Levying of Taxes to Finance Said Improvements," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Exley, Hale, Hocker, Holloway, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Shockley, Walls, Wootten, Younger—26.

NAYS—Mr. Pratt—1.

ABSENT—Messrs. Atkins, Eskridge, Hanlon, Quigley, Shulties—5.

PRESENT—Messrs. Fifer, Isaacs, Mr. Speaker—3.

HB 201 with **HA 2/4** having received the constitutional majority, passed the House.

Mr. Busker replaced Mr. Tribbitt as speaker.

Mr. Tribbitt moved that **HB 411**—"An Act to Amend § 2619 (d), Title 9, Delaware Code, Pertaining to Violations of Zoning Regulations and Enforcement of Same," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Davidson, Dineen, Downs, Exley, Hale, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Wootten, Younger—26.

NAYS—None.

ABSENT—Messrs. Atkins, Clifton, Eskridge, Fifer, Hanlon, Quigley, Shulties, Walls, Mr. Speaker—9.

HB 411 having received the constitutional majority, passed the House.

Mr. McGinnis moved that **HB 289**—"An Act to Amend Chapter 71, Title 14, Delaware Code, Relating to Free Public Libraries," be given third and final reading and taken up for consideration in order to pass the House.

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

Speaker Tribbitt replaced Mr. Busker as speaker.

Mr. McGinnis introduced **HA 1** to **HB 289**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. Without objection it was so ordered. It was regularly moved and seconded that **HA 1** to **HB 289** be adopted by voice vote. The motion prevailed.

Mr. McGinnis introduced **HA 2** to **HB 289**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. Without objection it was so ordered. It was regularly moved and seconded that **HA 2** to **HB 289** be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to Mrs. Messick to explain the bill.

Mr. Fifer introduced **HA 3** to **HB 289**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. Without objection it was so ordered. It was regularly moved and seconded that **HA 3** to **HB 289** be adopted by voice vote. The motion prevailed.

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

Without objection the privilege of the floor was granted again to Mrs. Messick to explain the bill.

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

Mr. Dineen moved that **SB 222**—"An Act Making a Supplementary Appropriation to the Smyrna Special School District to be Used for a Central Administrative Office," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Exley, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Eskridge, Hanlon, Holloway, Quigley, Shulties, Walls, Wootten—7.

SB 222 having received the constitutional majority, passed the House.

Mr. Younger moved that **HB 344**—"An Act to Amend Title 9, Delaware Code, as Amended, Relating to Payment of Salaries in New Castle County, and Repealing Laws Inconsistent Therewith," be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Eskridge, Hanlon, Holloway, Quigley, Shulties, Walls—6.

HB 344 having received the constitutional majority, passed the House.

Mr. Bartleson moved that **HB 129**—"An Act to Amend Chapter 81, Title 9, Delaware Code, Relating to the Limitations Upon Taxing Power, by Exempting Lands and Improvements of the Ashbourne Swim Club, Inc., from Assessment and Taxation," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Wootten—3.

NAYS—Messrs. Atkins, Busker, Darling, Dineen, Exley, Hale, Pratt, Shockley—8.

ABSENT—Messrs. Casey, Clifton, Eskridge, Hanlon, Holloway, McGinnis, Quigley, Shulties, Walls, Younger—10.

NOT VOTING—Messrs. Best, Downs—2.

PRESENT—Messrs. Blendt, Correll, Davidson, Fifer, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Mr. Speaker—12.

HB 129 not having received the constitutional majority, was declared lost.

Mr. Exley introduced **HR 140**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 140** be adopted by voice vote. The motion prevailed.

HR 140—"Authorizing Payment of Certain Expenses for the Printing of Calendars for the House of Representatives of the 122nd General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the sum of (\$715.40) is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the Sussex Countian, Georgetown, Delaware for the printing of calendars for the House of Representatives of the 122nd General Assembly.

It was regularly moved and seconded that the results of the roll call on **HB 469** be lifted from the table. The motion prevailed by voice vote.

It was regularly moved and seconded that the results of the roll call on **HB 469** be laid on the table. The motion prevailed by voice vote.

Mr. Davidson moved that **SB 154**—"An Act to Repeal Section 9302, Title 10, Delaware Code, Entitled Limitations on Jurisdiction and Venue in New Castle County," be given its first and only third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 154** be temporarily deferred. The motion prevailed by voice vote.

Mr. Atkins introduced **HR 141**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 141** be adopted by voice vote. The motion prevailed.

HOUSE RESOLUTION 141

IN REFERENCE TO ELECTION OF OFFICERS

WHEREAS Lina L. Cropper was previously elected to the office of Typist but has resigned effective at the close of the Legislative Day, December 12, 1963,

NOW THEREFORE:

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that Lina L. Cropper is hereby relieved from the duties of typist effective at the close of the Legislative Day, December 12, 1963.

BE IT FURTHER RESOLVED that Elsie B. Mitchell is hereby elected to serve as typist effective December 16, 1963 to serve during the pleasure of the House of Representatives.

Mr. Shockley moved that **HB 214**—"An Act Authorizing the State of Delaware to Borrow a Certain Sum of Money for Capital Improvements and Expenditures in the Nature of Capital Investments for the Use of the State Board of Trustees of the Delaware State Hospital at Farnhurst and to Issue Bonds and Notes Therefor," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Downs, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Shockley, Walls, Wootten, Younger, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties—4.

NOT VOTING—Messrs. Best, Holloway—2.

PRESENT—Messrs. Exley, Pratt—2.

HB 214 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the results of the roll call on **HS 2** to **HB 21** be lifted from the table. The motion prevailed by voice vote.

HS 2 for **HB 21**—"An Act to Amend Section 5521, Title 29, Delaware Code, Relating to Optional and Mandatory Retirement of Covered School Employees of the State of Delaware."

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Clifton, Downs, Exley, Hanlon, Holloway, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Younger—18.

NAYS—Messrs. Best, Darling, Hale, Hocker, Walls—5.

ABSENT—Mr. Eskridge—1.

NOT VOTING—Messrs. Casey, Correll, Dineen—3.

PRESENT—Messrs. Blendt, Busker, Davidson, Fifer, Isaacs, Jarrell, Wootten, Mr. Speaker—8.

HS 2 to **HB 21** having received the constitutional majority, passed the House.

Mr. Lowe moved that **HB 422**—"An Act to Amend Section 2105, Title 30, Delaware Code, in Respect to the Penalty for Delayed Payment of License Taxes," be given third

and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Bartleson, Best, Clifton, Davidson, Lowe—5.

NAYS—Messrs. Annett, Atkins, Blendt, Busker, Casey, Correll, Darling, Dineen, Downs, Exley, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—25.

ABSENT—Messrs. Eskridge, Hanlon, Quigley, Shulties—4.

PRESENT—Mr. Holloway—1.

HB 422 not having received the constitutional majority, was declared lost.

Mr. Lowe moved that **HB 432**—"An Act to Provide a Pension for Members of the General Assembly and the Lieutenant Governor," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the results of the roll call on **HB 432** be laid on the table. The motion prevailed by voice vote.

A messenger from the Senate informed the House that the Senate had passed **SB 257/SA 1, 264, 272** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 15, 223, 351, 353, 465, 471** and was returning the same to the House.

At 6:43 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. on Tuesday, Dec. 17, 1963. The motion prevailed by voice vote.

87th LEGISLATIVE DAY

The Speaker called the House to order at 2:35 P.M. on Tuesday, Dec. 17, 1963.

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

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

The Roll Call revealed 31 members present; 4 absent.

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

MEMBERS ABSENT—Messrs. Downs, Eskridge, Quigley, Shulties—4.

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

Motion prevailed.

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

AMERICAN ASSOCIATION OF UNIVERSITY WOMEN
DOVER, DELAWARE

December 16, 1963

Rep. James McGinnis
House of Representatives
Legislative Hall
Dover, Delaware
Dear Sir:

At the Monday, December 16, 1963 meeting of the Dover Branch of the American Association of University Women the motion was passed to voice our support of **HB 289**.

We would appreciate a public reading in the House of Representatives of our support of this bill.

Very truly yours,
BARBARA R. WIESEN
(Mrs. Marvin A. Wiesen)
Corresponding Sec'y

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

REHOBOTH SPECIAL SCHOOL DISTRICT
REHOBOTH BEACH, DELAWARE

December 3, 1963

To Members of the General Assembly:

The Rehoboth Board of Education has been aware for several years that the boilers in the main building would need to be replaced.

We were anticipating doing the job in the summer of 1965 and therefore did not request the money in the Capital Replacements Bill of 1963. We were planning to make our request in the 1964 bill.

However, when our boilers were inspected last July, the inspector indicated that our boilers should be replaced before the fall 1964 heating season.

This places us in a predicament since the 1964 Capital Replacements Bill when prepared will probably not be passed in time for us to schedule the work for the coming summer, because of the time needed for preparation of blueprints, bid notices, ordering of material, etc.

Therefore, we are making a request for a special appropriation at this present session so that we can proceed with the work during this coming summer.

The figure of \$75,000 is based on estimates by the boiler inspector, by the supplier of boilers, and by our consulting engineer, Mr. Hugh Mahaffey, of the Wilmington firm of Robert Schoenijahn.

The Rehoboth Board of Education will appreciate your attention to this need which is of an emergency nature.

Sincerely,
J. A. VANSANT, Secretary
Board of Education
Rehoboth Special School District

Mr. Busker replaced Mr. Tribbitt as temporary presiding officer of the House.

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

At 2:56 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:39 P.M. the Speaker called the House to order.

Mr. Isaacs moved that **HS 1** to **HB 296**—"An Act to Completely Revise, Recodify and Amend Title II, Delaware Code in Relation to Sentencing, Probation, Parole, and Pardons of Adult Offenders, and Procedures With Respect to Executive Clemency," be given its third and final reading and taken up for consideration in order to pass the House.

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

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Exley, Fifer, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wooten, Younger, Mr. Speaker—30.

NAYS—None.

ABSENT—Messrs. Downs, Eskridge, Holloway, Quigley, Shulties—5.

HS 1 to HB 296/HA 1 having received the constitutional majority, passed the House.

Mr. Isaacs moved that **HS 1 to HB 297**—"An Act Amending Title 11, Delaware Code, Pertaining to the State Correctional System, and Creating a Department of Correction Having Responsibility for the Maintenance, Supervision and Control, and Rehabilitation of Persons Committed to Correctional Facilities. The Establishment of Probation and Parole Services Within Said Department, and Relating Generally to the Said Department of Correction, its Officers, Employees, Policies, Decisions, Responsibilities, Finances and Personnel Within its Jurisdiction and Control; Providing for Certain Offenses; and Making a Supplemental Appropriation to the Department," be given its first and only third and final reading and taken up for consideration in order to pass the House.

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

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

NAYS—Mr. Atkins—1.

ABSENT—Messrs. Downs, Eskridge, Quigley, Shulties—4.

HS 1 to HB 297/HA 1 having received the constitutional majority, passed the House.

A messenger from the Senate informed the House that the Senate had passed **SB 280** and requested the concurrence of the House.

Mr. McGinnis moved that **HB 289/HA 1, 2 & 3**—"An Act to Amend Chapter 71, Title 14, Delaware Code, Relating to Free Public Libraries," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. McGinnis introduced **HA 4 to HB 289**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 4 to HB 289** be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to Mr. Charles Harris of the Delaware State Education Association, to explain the bill.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Downs, Eskridge, Quigley, Shulties—4.

PRESENT—Mr. Fifer—1.

HB 289/HA 1, 2, 3 & 4 having received the constitutional majority, passed the House.

Mr. Isaacs introduced **HB 496**—"An Act to Amend Chapter 171, Volume 54, Delaware Laws, by Adding an Additional Georgetown School and Decreasing the Cost and Maximum Shares of Another Georgetown School and Providing for an Increase in the Amount of Bond Issue to Cover These Changes."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 496**. The motion prevailed by voice vote.

Mr. Isaacs moved that **HB 496**—"An Act to Amend Chapter 171, Volume 54, Delaware Laws, by Adding an Additional Georgetown School and Decreasing the Cost and Maximum Shares of Another Georgetown School and Providing for an Increase in the Amount of Bond Issue to Cover These Changes," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 496** be temporarily deferred. The motion was lost by voice vote.

It was regularly moved and seconded that the results of the roll call on **HB 496** be laid on the table. The motion prevailed by voice vote.

Mr. Casey introduced **HB 497**—"An Act to Provide for the Enlargement and Improvement of the System of Stanton School District #38 of Delaware; Appropriating Money for Said Purpose; Authorizing the Financing of Such Enlargement and Improvement by the Issuance of Bonds and Bond Anticipation Notes of the State and by Contributions from Certain School Districts, and the City of Wilmington, Defining School Districts; Authorizing the Issuance of Bonds of Certain School Districts and the City of Wilming-

ton for the Purpose of Raising Money to Make Such Contributions; and Authorizing the Acceptance of Federal Funds for Building Purposes and Creating a Local School Building Commission."

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

It was regularly moved and seconded that the results of the roll call on **HB 432**—"An Act to Provide a Pension for Members of the General Assembly and the Lieutenant Governor," be lifted from the table. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Busker, Casey, Clifton, Darling, Dineen, Exley, Hanlon, Holloway, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Walls, Younger—19.

NAYS—Messrs. Bartleson, Best, Correll, Downs, Hale, Isaacs, Jarrell, Wootten, Mr. Speaker—9.

ABSENT—Messrs. Eskridge, Quigley, Shulties—3.

PRESENT—Davidson, Fifer, Hocker, McGinnis—4.

HB 432 having received the constitutional majority, passed the House.

Mr. Walls introduced **HR 142**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 142** be adopted by voice vote. The motion prevailed.

HR 142—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 122nd General Assembly."

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the following amounts are appropriated out of any money in the General Fund of the State Treasury for the payment of certain expenses connected with the present session of the 122nd General Assembly of the State of Delaware, up to and including December 18, 1963, which expenses are declared proper and reasonable expenses actually incurred by the respective members of the House of Representatives for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and returning from Dover to their respective homes in the performance of their duties as members of the House of Repre-

sentatives during the present Legislative Session thereof, and the Auditor of Accounts is directed to approve and properly execute warrants for, and the State Treasurer is directed to pay to the respective members of the House of Representatives hereinafter named, the respective amounts set opposite their respective names, viz:

John H. Annett	\$ 57.20
Robert B. Atkins	110.00
T. Lees Bartleson	121.00
William T. Best	104.50
Carlton Blendt, Jr.	44.00
Glenn W. Busker	28.60
Andrew J. Casey	110.00
Carlton Clifton	66.00
Jacob A. Correll	92.40
Gooden M. Darling	26.40
Robert C. Davidson	68.20
Russell F. Dineen	110.00
Robert N. Downs, III	105.60
Norman A. Eskridge	77.00
George H. Exley	44.00
Harvey P. Fifer	11.00
Everett Hale	99.00
Thomas J. Hanlon	110.00
Wilbert E. Hocker	132.00
Herman M. Holloway, Sr.	110.00
M. Martin Isaacs	105.60
Maurice N. Jarrell	4.40
Ralph S. Keenan	110.00
George Kirkby	52.80
Granville T. Lowe	110.00
James D. McGinnis	
W. Harrison Phillips	112.20
J. Reynolds Pratt	35.20
James R. Quigley	99.00
Paul E. Shockley	110.00
H. Dawson Shulties	22.00
Joseph B. Walls	105.60
Wallace P. Wootten	28.60
Norman N. Younger	50.60
Sherman W. Tribbitt	55.00

Mr. Walls introduced **HR 143**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was

regularly moved and seconded that **HR 143** be adopted by voice vote. The motion prevailed.

HR 143—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees for the period commencing with the 79th Legislative Day and including December 18, 1963 of the current session.

Maurice Adams	\$220.00
John J. Argo	275.00
Frederick Bell	220.00
Gerald Berkowitz	412.50
Beverly J. Blevins	302.50
Alvin Brown	220.00
Edgar Brown	220.00
James Burtsch	20.00
Frank Calio	275.00
N. Eugene Campbell	220.00
Harold Clendaniel	220.00
Helen M. Collins	220.00
Lina R. Cropper	220.00
Martha Dixon	220.00
William Dorsey	363.00
Micheline Duff	302.50
Sam C. Elliott	220.00
Emogene Ellis	302.50
Dora Furniss	220.00
Roy Freeman	214.50
Dorothy Gagnon	220.00
Cora Hilyard	220.00
Cornelius Hurd	220.00
Bradford Holliday	220.00
Harry L. Holloway	220.00
Margaret Hurley	220.00
Percy D. Haughey	220.00
Claude Jordon	220.00
Mildred A. Keeler	220.00
J. Howard Link	220.00

Venie R. Lloyd	302.50
Barney J. Lofland	220.00
Paul Lowe	220.00
Jennings Moore	220.00
John Moore	200.00
Wilma McDowell	275.00
Elsie Mitchell	82.50
Richard Norwood	220.00
Louise H. Pennewill	302.50
Millard Reed	220.00
William Reynolds	220.00
Ruth Ross	220.00
James Rowlinson, Sr.	220.00
Mary Spicer	220.00
Ralph Spitzer	220.00
Olive Sutton	220.00
Catherine Swartwood	302.50
William Taylor	220.00
Bailey Thomas	275.00
Alex Tomkiewicz	302.50
Joseph F. Toner	275.00
Harrison F. Turner	825.00
Elizabeth Wainwright	275.00
Lillian Wallace	220.00
J. Edgar Walls	220.00
James A. Walsh	412.50
William J. Warwick	275.00
Norma Watts	220.00
Melba Webb	261.25
Clara Webber	220.00
Roland West	275.00
Dorothy Williams	220.00
Harry Wootten	220.00
Ralph E. Vines	220.00

Mr. Younger moved that **HB 339**—"An Act to Amend Section 4101, Title 15, Delaware Code, Relating to the Definition of Political Parties," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that the results of the roll call on **HB 339** be laid on the table. The motion prevailed by voice vote.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 172**. The motion prevailed by voice vote.

Mr. Dineen moved that **SB 172**—"An Act Making An Appropriation to the Secretary of State for a Comprehensive Review and Study of the Corporation Law of the State and for the Preparation of a Report Containing Recommended Revisions of Such Law for Submission to the General Assembly," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Clifton, Correll, Darling, Davidson, Dineen, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Shockley, Walls, Wootten, Mr. Speaker—26.

NAYS—None.

ABSENT—Messrs. Blendt, Downs, Eskridge, McGinnis, Quigley, Shulties, Younger—7.

NOT VOTING—Mr. Casey—1.

PRESENT—Mr. Pratt—1.

SB 172 having received the constitutional majority, passed the House.

Mr. Dineen moved that **SB 268**—"An Act Making a Supplementary Appropriation to the State Board of Education for the Improvement of the Grounds of the Kenton School District No. 9, Kent County," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Exley, Fifer, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Blendt, Downs, Eskridge, Holloway, Lowe, Quigley, Shulties—7.

SB 268 having received the constitutional majority, passed the House.

Mr. Dineen moved that **SB 258**—"An Act Making a Supplementary Appropriation to the Rehoboth Special School District for the Purpose of Replacing Heating Boilers in Main Building," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Exley, Fifer, Hale, Hanlon, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Atkins, Blendt, Downs, Eskridge, Holloway, McGinnis, Quigley, Shulties—8.

SB 258 having received the constitutional majority, passed the House.

Mr. Dineen moved that **SB 174**—"An Act Making a Supplementary Appropriation to New Castle Historic Building Commission," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Atkins, Blendt, Downs, Eskridge, Exley, McGinnis, Quigley, Shulties—8.

SB 174 having received the constitutional majority, passed the House.

Mr. Davidson moved that **SB 154**—"An Act to Repeal Section 9302, Title 10, Delaware Code, Entitled Limitations on Jurisdiction and Venue in New Castle County," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Atkins, Bartleson, Best, Busker, Correll, Darling, Davidson, Dineen, Fifer, Hanlon, Hocker, Holloway, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—24.

NAYS—Messrs. Annett, Hale, Jarrell—3.

ABSENT—Messrs. Blendt, Casey, Downs, Eskridge, Exley, Quigley, Shulties—7.

PRESENT—Mr. Clifton—1.

SB 154 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 272**. The motion prevailed by voice vote.

Mr. Shockley moved that **SB 272**—An Act to Further Amend Chapter 182 of Volume 45, Laws of Delaware 1944-5, Entitled “An Act to Reincorporate the Town of Delmar by Increasing the Limit of Taxation for General Town Purposes,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Downs, Eskridge, Exley, Quigley, Shulties—6.

SB 272 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 437**—“An Act to Amend Chapter 96, Title 9, Delaware Code, Relating to Records in the Office of the Recorder of Deeds in and for New Castle County by Providing for a Method of Copying the Original Volumes,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Dineen, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Shockley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Blendt, Downs, Eskridge, Exley, Pratt, Quigley, Shulties—7.

HB 437 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 438**—“An Act to Amend Chapter 25, Title 12, Delaware Code, Relating to Records in the Office of the Register of Wills in and for New Castle County, by Providing for a Method of Copying the Original Volumes,” be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Downs, Eskridge, Exley, Quigley, Shulties—6.

HB 438 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 225**—"An Act to Amend Section 1801, Title 9, Delaware Code, Relating to Indigent Sick," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Downs, Eskridge, Exley, Quigley, Shulties—6.

HB 225 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 462**—"An Act to Amend Title 9, Delaware Code of 1953 Entitled Counties by Authorizing Levy Courts to Establish County Park and Recreation Commissions for the Development, Equipping, Improving and Maintaining of Parks and Other Recreational Facilities and Activities: and to Carry on Recreational Programs, Authorizing and Regulating the Issuance of County Bonds and Providing for the Payment of Such Bonds and the Rights of the Holders Thereof," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Clifton, Correll, Darling, Dineen, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—28.

NAYS—None.

ABSENT—Messrs. Blendt, Davidson, Downs, Eskridge, Exley, Quigley, Shulties—7.

HB 462 having received the constitutional majority, passed the House.

Mr. Shockley moved that **HB 377**—"An Act to Amend Title 24, Delaware Code, Section 2119," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Patrick X. Splane to explain the bill.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Downs, Eskridge, Exley, Quigley, Shulties—6.

HB 377 having received the constitutional majority, passed the House.

The following Committee Report was given:

SB 16—Miscellaneous Bills, 2 favorable, 2 on merits.

SB 280—"An Act to Amend 'An Act to Reincorporate the Town of Bowers,' Being Chapter 279, Volume 53, Laws of Delaware, by Providing for Collection of Delinquent Taxes," was given its first and only reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 280**. The motion prevailed by voice vote.

Mr. Shockley moved that **SB 280**—"An Act to Amend 'An Act to Reincorporate the Town of Bowers,' Being Chapter 279, Volume 53, Laws of Delaware, by Providing for Collection of Delinquent Taxes," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Darling, Davidson, Dineen, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—27.

NAYS—None.

ABSENT—Messrs. Blendt, Clifton, Downs, Eskridge, Exley, Lowe, Quigley, Shulties—8.

SB 280 having received the constitutional majority, passed the House.

SB 257/SA 1—"An Act to Extend the Duration of Section 4520 of Title 7 of the Delaware Code, Relating to Subaqueous Public Lands, by Repealing its Present Expiration Date," was given its first and only reading by title only.

Without objection the privilege of the floor was granted to Samuel S. Arsht, Esq. to explain the bill.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 257/SA 1**. The motion prevailed by voice vote.

Mr. Busker moved that **SB 257/SA 1**—"An Act to Extend the Duration of Section 4520 of Title 7 of the Delaware Code, Relating to Subaqueous Public Lands, by Repealing its Present Expiration Date," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Darling, Davidson, Dineen, Hale, Hanlon, Höcker, Holloway, Isaacs, Jarrell, Keenan, Kirby, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—26.

NAYS—None.

ABSENT—Messrs. Blendt, Clifton, Downs, Eskridge, Exley, Fifer, Lowe, Quigley, Shulties—9.

SB 257/SA 1 having received the constitutional majority, passed the House.

Mr. Busker introduced **HB 498**—"An Act to Amend Chapter 69, Title 29, Delaware Code, Relating to Competitive Bidding."

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

Mr. Busker introduced **HB 499**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for the Erection of a Building to House the State Highway Department on Land Already Owned or to be Acquired by the State and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to the State Building and Grounds Commission."

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

Mr. Busker introduced **HB 500**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for the Erection of a Building to House the State Treasurer's Offices, the State Auditor's Offices and Such Other State Offices as May be Designated on Land Already Owned or to be Acquired by the State and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to the State Building and Grounds Commission."

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

Mr. Busker introduced **HB 501**—"An Act to Amend Title 14, Delaware Code Relating to Local School Taxes."

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

Mr. Hocker, by request, introduced **HB 502**—"An Act to Amend Chapter 3, Title 14, Delaware Code by Providing a New Method for Filling a Vacancy Occurring on Any School Board."

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

The following Committee Reports were given:

HB 456—Education, 4 favorable, 1 on merit.

HB 485—Appropriations, 4 favorable.

HB 382—Appropriations, 2 favorable, 2 on merits.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 382**. The motion prevailed by voice vote.

Mr. Bartleson moved that **HB 382**—"An Act Making a Supplementary Appropriation for the Fiscal Year Ending June 30, 1964 to Reimburse the Arden School Board for Expenditures Made During the Fiscal Year Ending June 30, 1962," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Bartleson, Best, Busker, Casey, Correll, Davidson, Dineen, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Lowe, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker
—25.

NAYS—None.

ABSENT—Messrs. Blendt, Clifton, Darling, Downs, Eskridge, Exley, Kirkby, McGinnis, Quigley, Shulties—10.

HB 382 having received the constitutional majority, passed the House.

At 7:01 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Wednesday, December 18, 1963. The motion prevailed by voice vote.

88th LEGISLATIVE DAY

The Speaker called the House to order at 3:42 P.M. on Wednesday, Dec. 18, 1963.

There was a prayer by Representative Davidson.

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

The Roll Call revealed 32 members present; 3 absent.

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

MEMBERS ABSENT—Messrs. Eskridge, Fifer, Quigley—3.

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

Motion prevailed.

A messenger from the Senate informed the House that the Senate had passed **HB 281/HA 1, 402, 466/HA 1, HB 472, 470** and was returning the same to the House.

The following Committee Report was given:

SB 263/SA 1—Manufacturing and Commerce, 4 favorable, 1 on merit.

It was regularly moved and seconded that the rules be suspended for the sole purpose of reconsidering **HB 289** as amended. The motion prevailed by voice vote. It was regularly moved and seconded that the Roll Call on **HB 289** as amended be nullified by a roll call vote. The roll call revealed:

YEAS—Messrs. Bartleson, Best, Blendt, Busker, Casey, Darling, Davidson, Dineen, Downs, Exley, Hanlon, Holloway, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Shulties, Walls, Wootten, Younger, Mr. Speaker—25.

NAYS—Messrs. Annett, Atkins, Clifton, Correll, Hale, Hocker—6.

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

NOT VOTING—Mr. Jarrell—1.

Motion to nullify roll call on **HB 289** as amended declared passed the House.

Mr. Phillips introduced **HA 5** to **HB 289**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 5** to **HB 289** be adopted by voice vote. The motion prevailed.

Mr. Phillips moved that **HB 289/HA 1, 2, 3, 4, & 5**—"An Act to Amend Chapter 71, Title 14, Delaware Code, Relating to Free Public Libraries," be taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mrs. Batton, field consultant and professional librarian, to explain the bill.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Eskridge, Fifer, Keenan, Quigley—4.

NOT VOTING—Mr. Best—1.

HB 289/HA 1, 2, 3, 4, & 5 having received the constitutional majority, passed the House.

Mr. Exley moved that **HB 484**—"An Act to Amend Chapter 25, Title 24 Delaware Code by Providing for an Appeal by any Person Whose Pharmacy License Has Been Revoked, Suspended or Refused to be Granted," be given its first and only third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

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

PRESENT—Mr. Holloway—1.

HB 484 having received the constitutional majority, passed the House.

Mr. Busker introduced **HCR 24**—"Fixing the Time for Temporary Adjournment by the House of Representatives and the Senate of the 122nd General Assembly of the State of Delaware."

It was given its first reading by title only.

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly, the Senate concurring therein, that both the House and Senate shall adjourn at the conclusion of business on December 18, 1963 until the first Tuesday in February 1964, provided however, that the Senate may be reconvened at any time upon the call of the President Pro Tempore for the purpose of receiving and acting upon appointments by the Governor, and further provided that the House and Senate may be reconvened at any time upon the call of the Speaker of the House and the President Pro Tempore.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HCR 24**. The motion prevailed by voice vote.

Mr. Busker moved that **HCR 24**—"Fixing the Time for Temporary Adjournment by the House of Representatives and the Senate of the 122nd General Assembly of the State of Delaware," be given its first and only third and final reading and taken up for consideration in order to pass the House.

HCR 24 was adopted by voice vote.

Mr. Downs introduced **HR 144**—"Congratulating Representative and Mrs. Jacob A. Correll on the Occasion of Their 44th Wedding Anniversary." It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 144** be adopted by voice vote. The motion prevailed.

WHEREAS the members of the House of Representatives of the 122nd General Assembly of the State of Delaware have learned that December 18 marks the 44th Wedding Anniversary of Representative and Mrs. Jacob A. Correll, and

WHEREAS the members of the House, individually and collectively, are desirous of extending to their colleague their best wishes on this anniversary date.

NOW, THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that Representative and Mrs. Jacob A. Correll be extended the sincere congratulations of the membership of the House with the heartfelt wish that many more anniversaries of like nature remain in store for Representative Correll and his wife.

BE IT FURTHER RESOLVED that a copy of this Resolution be given to Representative Correll, a copy to the press and that the Resolution be spread on the Journal of the House of Representatives of the 122nd General Assembly.

Mr. Blendt moved that **HB 456**—"An Act to Amend Chapter 6, Section 602, Title 14, Delaware Code, by Providing for Transfer of Pupils Between School Districts Without Regard to Instructions Offered by a Sending District," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Eskridge, Fifer, Jarrell, Keenan, Quigley—5.

PRESENT—Mr. Clifton—1.

HB 456 having received the constitutional majority, passed the House.

Mr. Shulties introduced **HR 145**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HR 145** be adopted by voice vote. The motion prevailed.

HR 145—"Expressing Sympathy to Representative James R. Quigley on His Incapacity to Attend the Last Sessions of the House of Representatives of the 122nd General Assembly."

WHEREAS, James R. Quigley, the representative from the Tenth Representative District of New Castle County, is ill at home and unable to attend these final sessions of the 1963 General Assembly, and

WHEREAS, his guidance, counsel and ready smile are missing from these deliberations, and

WHEREAS, the experience and common sense demonstrated by Mr. Quigley are always welcome at the General Assembly.

NOW THEREFORE:

BE IT RESOLVED that the House of Representatives of the 122nd General Assembly expresses regret at the absence of James R. Quigley, representative from the Tenth Representative District of New Castle County, and wishes him a quick return to good health.

Mr. Davidson moved that **HB 485**—"An Act Appropriating Funds to the State Board of Examiners of Graduate Nurses to Provide Funds for Printing, Postage, Stationery, and Salary and Travel Expenses for Board Members," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Eskridge, Fifer, Jarrell, Keenan, McGinnis, Quigley, Shockley—7.

HB 485 having received the constitutional majority, passed the House.

At 4:52 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:38 P.M. the Speaker called the House to order.

Mr. Dineen moved that **HB 424**—"An Act to Amend Titles 9, 10 and 12, Delaware Code, by Increasing the Salary of the Clerk of the Peace, Coroner, Comptroller, Levy Court Commissioners, Recorder of Deeds, Receiver of Taxes and County Treasurer, Prothonotary, Sheriff, Register in Chancery and Clerk of the Orphans' Court, and Register of Wills in and for New Castle County," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Dineen introduced **HA 1** to **HB 424**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice

vote. It was regularly moved and seconded that **HA 1** to **HB 424** be adopted by voice vote. The motion prevailed.

Without objection the privilege of the floor was granted to John P. Brady, Esq., Register of Wills, New Castle County, to explain the bill.

The Roll Call revealed:

YEAS—Messrs. Annett, Busker, Casey, Correll, Davidson, Dineen, Downs, Exley, Hale, Hanlon, Holloway, Isaacs, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Walls, Wootten, Younger, Mr. Speaker—23.

NAYS—Messrs. Best, Darling, Hocker—3.

ABSENT—Messrs. Atkins, Blendt, Clifton, Eskridge, Fifer, Quigley, Shulties—7.

PRESENT—Messrs. Bartleson, Jarrell—2.

HB 424/HA 1 having received the constitutional majority, passed the House.

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

FROM: Charles K. Keil

On the date indicated, the Governor approved the following legislation:

December 10, 1963—**HB 330/HA 1**.

December 12, 1963—**SB 188; HB 442; HB 443; HB 467**. On this date the Governor returned **HB 445** to the House without his approval.

December 13, 1963—On this date the Governor returned **SB 71** to the Senate without his approval.

December 16, 1963—**HB 426/HA 2/SA 2, 3, 4**.

At 6:00 P.M. it was regularly moved and seconded that the House chair adjourn in accordance with **HCR 24**. The motion prevailed by voice vote.

SECOND REGULAR SESSION OF THE 122ND GENERAL ASSEMBLY

Pursuant to Article II, Section 4, of the Constitution of the State of Delaware, the House convened in the Second Regular Session of the 122nd General Assembly on Tuesday, February 4, 1964, at 2:16 P.M.

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

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

The Roll Call revealed 35 members present; 0 absent.

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

MEMBERS ABSENT—None.

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

At 2:26 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:08 P.M. the Speaker called the House to order.

Mr. Eskridge introduced **HJR 6**—"Designating March 21, 1964 as Delaware Conservation Day."

It was given its first reading by title only and assigned to Committee on Miscellaneous Bills.

WHEREAS, the people of Delaware are dependent upon natural resources, soil, water, forests, air and wildlife to sustain life and contribute to the economics and recreation of all citizens of the State of Delaware, and

WHEREAS, our way of life and our survival depend upon wise use of earth, air, water, trees and wildlife, and

WHEREAS, indiscriminate use will destroy these natural resources, and

WHEREAS, the annual Convention of Delaware State Federation of Women's Clubs did at their May, 1963 meeting pass a resolution to cause the People of our State to become more acutely aware of Conservation, and

WHEREAS, it is the wish of the General Assembly and His Excellency The Governor to give proper recognition to Conservation of all of our Natural Resources

NOW, THEREFORE

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware, the Senate concurring therein that Saturday, March 21, 1964 be and is hereby designated as Delaware Conservation Day.

Mr. Eskridge introduced **HR 146**—"In Reference to the Reorganization of the 122nd General Assembly for the Second Regular Session." It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was

regularly moved and seconded that **HR 146** be adopted by voice vote. The motion prevailed.

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the Rules of the House of Representatives at the first regular session of the 122nd General Assembly be and they hereby are adopted as the permanent rules for the governing of the present second regular session of the 122nd General Assembly.

AND BE IT FURTHER RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that all the officers of the first regular session of the 122nd General Assembly duly elected to serve, and serving in their respective office at the end of the first regular session of the 122nd General Assembly, which adjourned on December 19, 1963, be reelected to their respective office for the second regular session of the 122nd General Assembly to serve at the pleasure of the House on the same terms and at the same rate of compensation as they heretofore served.

AND BE IT FURTHER RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that all committees and all committee assignments as existing at the end of the first regular session of the 122nd General Assembly be continued for the second regular session.

Mr. Phillips introduced **HR 147**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 147** be adopted by voice vote. The motion prevailed.

HR 147—"Relating to the Election of Officers."

WHEREAS, the following persons have previously been elected to the offices appearing opposite their names but have resigned effective at the close of the 1963 Legislative session of the General Assembly.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the following persons are relieved from their duties effective at the close of the 1963 session of the General Assembly,

Percy D. Haughey—Door tender

Edgar Brown—Sgt. at Arms

Maurice Adams—Sgt. at Arms

John Moore—Door tender
 Mary Spicer—Page
 Alvin Brown—Messenger
 Norma Watts—Messenger
 William Taylor—Page
 Harry Wooten—Door tender
 Dorothy Williams—Cloak Room Attendant

BE IT FURTHER RESOLVED that the following persons are hereby elected to the office appearing opposite their names effective Feb. 4, 1964 to serve during the pleasure of the House of Representatives,

Frank Ingram—Door tender
 Carl M. Wright—Sgt. at Arms
 Benjamin Hughes, Jr.—Sgt. at Arms
 Lewis Killen—Door tender
 Donald Ralph—Page
 Andrew Reynolds—Messenger
 Mildred Foster—Messenger
 J. Morton Melvin—Page
 Aaron Edmonds—Door tender
 Lena Brown—Cloak Room Attendant

A messenger from the Senate informed the House that the Senate had passed **SB 276** and requested the concurrence of the House.

SB 276—"An Act to Amend Title 15, Delaware Code, Relating to Elections to Provide for Special Registration of Voters in Various Locations in Each County and Appropriating Funds Therefor," was given its first reading by title only and assigned to Committee on Elections.

The following Committee Report was given:

HB 363—Judiciary, 4 on merits, 1 unfavorable.

Mr. Shockley introduced **HJR 7**—"Designating the Week of March 15th to March 21st 1964 as National Tall Cedars of Lebanon Week."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HJR 7**. The motion prevailed by voice vote.

Mr. Shockley moved that **HJR 7**—"Designating the Week of March 15th to March 21st 1964 as National Tall Cedars of Lebanon Week," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Pratt, Quigley—2.

HJR 7 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of handing up a Committee Report. The motion prevailed by voice vote.

SB 276—Elections, 5 favorable.

Mr. Eskridge introduced **HCR 25**—"That the Two Houses of the 122nd General Assembly Meet in Joint Session to Hear the State of the State Message of the Governor."

It was given its first reading by title only.

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly, the Senate Concurring therein, that the two Houses of the General Assembly meet in joint session in the House Chambers at 12:00 Noon on Tuesday, February 11, 1964, or as soon thereafter as is convenient, for the purpose of receiving from the Governor of the State of Delaware the State of the State Message to the General Assembly.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HCR 25**. The motion prevailed by voice vote.

Mr. Eskridge moved that **HCR 25**—"That the Two Houses of the 122nd General Assembly Meet in Joint Session to Hear the State of the State Message of the Governor," be given its third and final reading and taken up for consideration in order to pass the House.

HCR 25 was adopted by voice vote.

A messenger from the Senate informed the House that the Senate had passed **SB 262 & SCR 34** and **SCR 35** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HCR 24** and was returning the same to the House.

At 4:23 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 12:30 P.M. the Speaker called the House to order.

At 12:35 P.M. the Sergeant-At-Arms announced the members of the Senate. They were admitted; seated. The Speaker invited the President of the Senate to a seat on the rostrum.

JOINT SESSION

At 12:35 P.M. Mr. Busker moved that the House and the Senate convene in Joint Session. Motion prevailed.

Mr. Busker moved that the Speaker of the House preside over the Joint Session. Motion prevailed.

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

The chair appointed the following committee to escort the Governor to the House Chambers: Messrs. Best, duPont, Cook, Busker.

At 12:40 P.M. the Sergeant-At-Arms admitted the Governor and the duly appointed Committee to the House Chambers.

The Speaker invited the Governor to the Rostrum and introduced him to the Joint Session.

The Governor addressed the members of the General Assembly as follows:

MESSAGE
of
THE HONORABLE ELBERT N. CARVEL
Governor of Delaware
to the
SECOND REGULAR SESSION OF THE
ONE HUNDRED TWENTY-SECOND
GENERAL ASSEMBLY
of the
STATE OF DELAWARE
DOVER

February 11, 1964

GOVERNOR'S MESSAGE

Mr. President

Mr. Speaker

Members of the 122nd General Assembly

Fellow Delawareans:

During the past three years since this Administration was inaugurated on January 17, 1961, we have participated

in a joint effort which has encouraged the progress of the forward movement of our beloved State.

During these three short years we have witnessed the drop of our unemployment rate to one of the lowest in the Nation. This rate now stands at less than half of our rate of December 31, 1960.

Personal income in our State for the first eleven months of 1963 is estimated to have increased 8.7% over the same period of 1962, and is about 31% ahead of our average personal income for the period of 1957-1959.

For the fiscal years 1958, 59, 60 and 61, Delaware was operating with a deficit, while during the fiscal years of 1962-63 we have enjoyed a substantial surplus, and surpluses are forecast for the fiscal years ending 1964 and 1965.

Great strides in providing for the material needs of our economy have been accomplished through the authorization of the massive Freeway-Highway Program, the School Construction bill, the New Delaware River Crossing, the Lewes-Cape May Ferry, and the completion of the John F. Kennedy Turnpike.

Highly desirable new industries have located in Delaware and many more are giving the superior advantages of our State their favorable consideration.

You have given the human and social needs of Delaware a generous measure of your attention. This has resulted in the passage of a long overdue Public Accommodations Act. The passage of important correctional and rehabilitative legislation has been accomplished in the House, and a joint Legislative Committee has approved a major part of our correctional program which should forecast the final passage of the most encouraging advances of any correctional program in our history.

Welfare programs providing for expanded old age pensions and increased medical care to the indigent aged have been successfully implemented. An addition to the Welfare Home at Smyrna was completed, and comfortable, uncrowded conditions are once more restored to that haven of rest.

In the field of Education we are raising our sights and we are working together to develop more efficient methods of communicating an educational program of excellence to our future citizens. Educational TV, the expanded use of visual aids and the application of computer equipment will

play an important part in the increased efficiency in this area.

In the field of Labor we have authorized and put into action an Apprenticeship and Training Council, working under the State Department of Labor and Industrial Relations. This resulted from the recommendations of the Governor's Committee on Training for Employment, and the continuation of expansion of our efforts in this field should help to overcome the maladjustments in the industrial field brought on by automation and increasing industrial efficiency.

The Delaware Commission on Children and Youth is making a broad survey of the cause of drop-outs in our public schools. They are being enthusiastically and ably assisted in this work by the American Association of University Women and the Delaware Section of the National Council of Jewish Women. This survey will uncover the breadth of the present problem and will encourage the people of our State to seek appropriate solutions. It is important to stress that all drop-outs in Delaware should register with the Employment Security Commission. This agency has many opportunities open for jobs and can be most helpful to this important segment of our population. There are many opportunities for job training being provided from this quarter for young people 17 and over. I am encouraged by this effort by the Commission on Children and Youth and the splendid women who are aiding this Commission in making this critical survey. In turn, this Administration is trying to provide the necessary funds and moral support to help get this job done.

There is a new spirit of cooperation prevailing among the people of our State and this spirit is being reflected by you—the General Assembly—by your support of the many constructive measures which your First Regular Session has already passed. This Second Regular Session still has much unfinished work to do, the approval of which will cause Delaware to step up the pace of its forward movement and place us in the vanguard of the knowledgeable progressive states of our Nation.

For several years prior to 1961, while we were operating in the red, a stalemate existed in State government. There was much discussion about how the State should be operated, and valuable time and progress was lost to our people.

Our late beloved President John F. Kennedy challenged our Nation to move forward from dead center, and our

State and Nation accepted this challenge. The Business Week index chart averaged at about an index of 100 during the period of 1957-1961. Today it stands at 128 and is trending upward. The Diamond State Telephone business index for Delaware stood at 108 in January of 1961, and today it is 135, with the Delaware outlook the best in many years.

We have often referred to Delaware as the "Economic Sunshine State of the Nation." There is no question but what we are standing on the threshold of the greatest progress in our history. Under the leadership of President Lyndon B. Johnson we are continuing the progress so well planned and begun by President Kennedy. In Delaware it is quite possible that instead of under-employment, we will be witnessing a shortage of personnel throughout our State as the year unfolds.

With this splendid prospect, there is plenty of room for both major parties to cooperate and to claim credit for the progress. That is why I am encouraged by the friendly spirit presently prevailing throughout our Nation, our State and our General Assembly. Opportunities for progress and prosperity are most favorable and encouraging. The people are joining hands to turn these opportunities into accomplishments. So, Delaware—let us move forward together.

The Budget

Requests for appropriations submitted to the Budget Director amounted to \$124,049,000.00 for Fiscal 1965. My recommendations for appropriations in the Budget Appropriation Bill for that year amount to \$110,114,000.00. Provisions for usual Grants-in-Aid Supplemental Appropriations and Automatic Appropriations increase these recommendations to \$115,714,000.00. Reversions of appropriations of approximately \$2,200,000.00 are anticipated in the next Fiscal Year. If these recommendations are approved by the General Assembly, it is estimated that total disbursements for Fiscal 1965 will amount to \$113,514,000.00.

The anticipated revenue for Fiscal 1965 is \$110,000,000.00, exclusive of DuPont divestiture funds. Recommended general fund disbursements will thus exceed anticipated revenue by \$3,514,000.00 during that period, but with an estimated cash balance of \$4,323,000.00 to be carried over on June 30, 1964, into Fiscal 1965, this would result in an estimated cash balance of \$809,000.00 on June 30, 1965.

Main areas of budgetary increase: The major portion of the budgetary increase for Fiscal 1965 is a result of automatic statutory allotment provisions, especially for the schools. Additional pupil units, implementation of school employees' salary raises authorized last year, and the new vocational education unit allotment, added approximately \$5 million to the required authorization for public education.

Automatic additions were also necessary for state employees' pensions to cover larger payrolls, the added numbers of pensioners, and especially to provide for the full implementation of legislation passed June 1961 which provided that social security benefits **are not** deducted from State pension payments after July 1, 1964.

A further escalation of approximately \$2 million was caused by additional debt service. The rest of the total increase over last year is caused for the most part by a 5% increase in salary allocations for the majority of State employees. This is not a cost of living increase, but is included to help our State agencies be more competitive in securing and retaining competent personnel.

During the First Regular Session of the 122nd General Assembly, you appropriated over \$3 million from surplus funds for School and Highway Capital Construction and Replacement for projects similar to those for which you have previously issued State Bonds. This was a conservative act, but we cannot continue to follow such a policy because of the simple mathematics surrounding the projected condition of our surplus.

Of course, the expanding economy may brighten the outlook for these surpluses considerably, but it would appear in the best interests of our State to provide conservative estimates which could improve, rather than optimistic estimates which could diminish.

Reapportionment

Because the matter of reapportionment for the State of Delaware has been heard and is now being considered by the Supreme Court, I shall defer any comment on this question until it has been disposed of by that Judicial Body. Whatever decision is made, Delaware is certain to have a House of Representatives which will be reasonably representative, based upon the population of the various political subdivisions. This is a forward step and indeed a real victory for the democratic process.

The duPont - General Motors Divestiture Revenue

During your first session, you authorized funds for the office of the State Tax Commissioner for the purpose of separating, earmarking and investing the revenue derived from the duPont - General Motors divestiture windfall during the fiscal year ending June 30, 1963.

This revenue amounted to slightly over \$3 million for that period and was promptly invested in short term U. S. Government Bonds by the Budget Commission with the aid of the Farmers Bank of the State of Delaware.

In my message of December 2, 1963, I urged you to adopt a plan involving a Constitutional Amendment, plus other majority legislation which would provide funds from this source for the acquisition and restoration of additional public lands for State and County parks, recreational facilities, historic sites, and for conservation purposes.

Following an expenditure of slightly over \$3 million from the fund for these purposes, the balance of these monies would be placed in a Capital Investment Trust Fund created by legislation requiring a 2/3 vote of each House following such authorization by a Constitutional Amendment.

The monies of this Capital Investment Trust Fund would be invested and the annual interest would be used for similar purposes as mentioned above.

Again, I emphasize a paragraph from my December 1963 message, "The enactment of this program would cause this General Assembly to be long remembered for its vision and wisdom by utilizing these 'windfall' funds for the embellishment of our beloved Delaware."

The Correctional Program

You are continued to be urged to pass the legislation providing for the reform of our correctional institutions. This legislation is the result of the studies made by the Governor's Committee for a State Correctional Program from funds provided by the Delaware Crime Commission. The National Council on Crime and Delinquency, the outstanding organization in this field, made the study, and the recommendations have the full support of the statewide bipartisan "Three-S" Citizen Committee.

The bills provide for an expanded professional staff to step up the rehabilitative process and programs of probation and parole. A single Family Court with statewide

jurisdiction with sufficient professional staff will be instituted.

The adoption of this plan will help us to build a stronger Delaware—morally, spiritually and physically, save the State substantial sums, and will serve as a living memorial to the vision and wisdom of this 122nd General Assembly.

Mental Health

As the result of a broad and penetrating survey made by the American Psychiatric Association, sponsored by the Mental Health Association of Delaware, the Board of Trustees of the State Hospital, and the Governor's Advisory Committee on Mental Health, legislation will be promptly introduced to provide for a Mental Health Department under the leadership of a Mental Health Director and a Mental Health Commission. Individual professional superintendents would be responsible to the Mental Health Director for the operation of the facilities at the State Hospital, Farnhurst, Governor Bacon Health Center, and the Hospital for the Mentally Retarded at Stockley.

In the field of Mental Health, there have been many highly encouraging developments which indicate great hope for solutions to this grievous human ailment. Our late President John F. Kennedy gave the problems of this field his brilliant leadership, and as a result the Federal government has authorized its support of a cooperative Federal-State crash program to step up research, the construction of improved facilities and development of improved methods to combat this dreaded scourge which strikes one person out of ten of our population sometime during their life.

I urge you to take the prompt, wise action of considering and passing this needed legislation which can help so much in this valiant fight for reason and tranquility.

Mental Retardation

The Delaware Commission on Children and Youth is about to make a study on the problems of the mentally retarded. The Federal government has authorized \$30,000 for such a study, provided we furnish up to an additional \$10,000 in funds or services. Appropriate legislation will be introduced to provide the necessary funds and authorization for a successful study.

Education

1. The Governor's Committee on Educational Television, in cooperation with the State Board of Education, is making encouraging progress. Already, because of their recommendation, you have appropriated \$150,000.00 for the purchase of television sets to start our program. Presently, the schools of Delaware can receive one channel broadcasts from TV Stations WHYI and WBOC.

Many of you, in conjunction with the Governor's Committee, have travelled to Hagerstown, Maryland and Columbia, South Carolina, to witness the utilization of closed circuit ETV for regional and state areas. Using one co-axial cable it is possible to broadcast 6 programs consecutively, and it takes little imagination to realize that with 2 co-axial cables the 12 grades of our public schools could be covered from one central broadcasting station such as Dover.

Educational TV holds out the opportunity for the mass production of excellence of educational curricula on a broad, uniform, statewide basis, by master teachers or communicators. These lessons are received over television and are interpreted and supervised by the class-room teachers who, incidentally, receive standard briefing material well in advance of the session. Thus, classroom teachers become better prepared and, as has been demonstrated in well organized broadcasts, the pupil progresses faster and shows improved retention of the information communicated.

One picture is worth 10,000 words. It is my considered opinion that the intelligent use of ETV may well provide the giant leap forward in education so important to our future peace, prosperity, world leadership, and to the elimination of poverty.

2. The recent passage of the School Bond Issue failed to provide for the customary 1½% for the supervisory and auditing services by the Delaware School Auxiliary. Legislation will be shortly introduced to correct this oversight. It is vital that inspection of construction be provided by the State as a safeguard to our taxpayers in this mammoth \$60,000,000.00 school construction program, and I urge your support of a bill to remedy this oversight.

3. I strongly urge the passage of **House Bill 236**, providing for establishment of adult evening schools throughout the State. This is one more step to provide opportunities for better-trained, better-qualified citizens who, through this training, will be better prepared to take their rightful place in our complicated, automated economy. It has the

full support of the Governor's Committee for Training for Employment.

University of Delaware

Delaware is justly proud of the esteem in which our great University is held throughout the Nation and the world. During the past 15 years, our University has expanded in quality and quantity, and we have all observed the recognition which the University constantly receives for the excellence of its curriculum and the capable, well-rounded students which it graduates. It is constantly making plans for the expansion and the up-grading of its programs, and it is highly important that it have your support in its present effort to amend its charter relating to fiscal and budget matters.

Over the years, statutes have accumulated (sometimes without giving a thought to our University) which too often fail to recognize the University's unique relationship to the State. This has resulted in the University being inadvertently drawn into the complicated fiscal processes of State government where it just does not belong.

This Administration has full confidence in the judgment and integrity of the Board of Trustees of the University and its efficient personnel. It believes that in the best interest of the public, the University should be permitted to follow the course it has heretofore been permitted to pursue, and I urge you to enact the charter amendment which the Board of Trustees is submitting.

This charter amendment will serve to forestall future misunderstandings and to preserve our cordial and successful relationship.

Labor

Let us enact a state minimum wage law to cover the many workers in our State who are not otherwise covered by the Federal Wage and Hour Law.

Welfare

House Bill 18, now in the Senate, provides for an additional \$50.00 assistance to mothers or caretaker relatives of dependent children.

Presently, the average payment per dependent child is \$21.90 per month, with no provision for the mother or caretaker relative. This bill would remedy this serious defect. Let us provide this positive attack against extreme

poverty and lay the foundation for rehabilitation by promptly passing this needed legislation.

House Bill 367 provides a community work and training program for unemployed parents and older children who are receiving Public Assistance. The passage of this bill will greatly expand the relief-work program which is meeting with increased success in parts of the State. Further, it will assist our all-important program of training the illiterate and uneducated to find a place in the highly specialized automated world of today. I urge the prompt passage of this logical law.

House Bill 354 permits employers of the Department of Welfare to administer oaths to applicants for public assistance and will save our case workers from the time-wasting action of obtaining acknowledgements from Notaries Public in each case. This is an easy law to pass; it requires no appropriation and it saves the State money by cutting through red tape. Let's pass it.

The Delaware Magistrate System

In each of my three Annual Messages I have urged you to enact legislation to revise and reform our present antiquated and outmoded Magistrate System. In recent conversations with the Chief Justice, I have been informed that the Council on the Administration of Justice is about to reconsider the bills which they have been recommending and are planning to appoint a committee to re-draft the present bills which it previously suggested. It is thought that the committee might submit legislation which would be more adaptable to our present judicial operation. I welcome this leadership on the part of the Council and hope that within a reasonable time this year appropriate legislation will be referred to the Executive Department for its consideration and support.

Highways

Because of the extreme delay last year in passing the \$45 million Highway Bond Bill, the State has lost ground in two areas. First, the completion of this much-needed program has been delayed for one year. Secondly, during that period of uncertainty the Highway Department lost 23 members of its engineering, design and technical staff. This places the Highway Department in a position of designing a massive highway program with an understaffed design department, during a period when the national and state demand for qualified engineers is at a peak.

In order to assure the maintenance of our present professional staff and encourage the all-important replacements needed to prepare the designs and specifications for the massive \$125 million Highway program generated by the passage of the Bond Bill, I urge you to remove the \$300 pay increase ceiling from job classifications of this important engineering group.

Capital Improvements

It is my intention to address this session of the General Assembly in a few weeks on another matter of extreme importance, the Six-Year Capital Improvement Program and the Annual Capital Budget. With the assistance of the State Planning Office and the Budget Director, I will recommend legislation for your consideration and adoption which will give to our State of Delaware a Capital Budget for the first time. This Capital Budget will include appropriations to meet the most immediate needs we have for capital facilities and improvements.

The State of Delaware has need for additional office buildings to alleviate crowded and uneconomical conditions being faced by many of our State agencies both in Dover and Wilmington. In New Castle County alone there are 69 State agencies scattered in many offices. We must provide new office space for these agencies in a building in Wilmington which is worthy of the dignity and distinction of the State of Delaware.

At the same time, we must move from talk to action on the restoration of the Old State House here in Dover. In order to restore this historic building, we must provide for the housing of those agencies which are currently using that important structure for offices.

I recommend the immediate passage of a Bond Issue which would provide \$600,000 for planning, site acquisition and preliminary architectural design of a State Office Building in Wilmington, and \$3,100,000 for planning, architectural design, site preparation and construction of another State Office Building in Dover.

These office buildings are included as a part of the Annual Capital Budget but time is of the essence. The Federal government has given the State a deadline of March 1, 1964, for the passage of this legislation if the General Services Administration is to reconsider its location of a Federal office building at the site recommended by the City of Wilmington. This will rejuvenate the whole Urban

Renewal work in that city. It is for this reason that I recommend the passage of this State Office Building legislation in advance of the Capital Budget legislation.

The State Planning Office has undertaken an inventory of State property. Property included in this inventory consists of all property owned in the name of the State of Delaware or one of the State agencies. The purpose of this property inventory is to establish a central store of information on State land and buildings. So that the inventory may be kept current, I intend to issue an Executive Order which will provide for prior recommendations from the State Planning Office on the acquisition and disposition of State property. Legislation and an appropriation may be necessary to determine the extent of some of our public and subaqueous lands.

Uniform Personnel Policies

Senate Bill 148 was drafted as the result of broad studies of uniform personnel policies by a committee of the State Council of Presidents and Executives.

It provides for uniform job classification, uniform vacation and holiday procedures, and would bring order out of our present personnel policy chaos. This is a progressive step toward a merit system and I urge the prompt passage of this bill.

Elections

1. Increased opportunities should be provided for registration by mobile registration teams operating in the heavily populated areas of the State. **Senate Bill 276**, now in the House, provides for this reform. I urge its prompt passage.

2. All contributions over \$100 to and by any political party or political organization should be reported to the State as they were during my first term as Governor of Delaware. The passage of **Senate Bill 19** will assure this step toward cleaner elections.

3. I again urge the creation of a State Department of Elections, authorized to report official election information to our people.

Additional Legislative Program

1. Legislation preventing the operation of highway vehicles which emit a dangerous amount of noxious gasses into the atmosphere.

2. The passage of legislation providing for a State Fire School.

3. A leasing law authorizing the practice of off-shore leasing of areas for exploration of mineral and oil resources.

4. The prompt passage of **Senate Bill 42**, to establish a Water Resources Commission to develop a program so that our posterity may be assured of adequate water supplies.

5. The passage of a law authorizing an interstate compact on drivers licenses.

6. Legislation in conjunction with Federal Financing for the permanent protection of our valued and cherished ocean shores and beaches.

The Dedicated People Who Serve Our State

On behalf of the people of Delaware, I express warm thanks to the thousands of State employees who devote their lives to the service of the people of Delaware. We are fortunate to have the help of these dedicated public servants.

There are many hundreds of capable public-spirited citizens who administer the affairs of our State on its various Boards, Departments and Commissions. It is a constant source of inspiration to observe the broad capabilities and enthusiasm which these volunteer (and generally unpaid) State leaders bring to our government.

On behalf of our State, I express to them our grateful thanks for their magnificent contributions to our way of government.

Conclusion

Delaware is moving forward. We are facing up to our problems and we are making a determined effort to find the answers to our perplexing questions.

Unemployment is on the wane. New, desirable industry is finding our State to be a good place in which to locate. The spirit of our people is good and we look forward to a future of greater opportunities and accomplishments.

We are endowed with few natural resources, but with great human resources. The most important contribution which our state can make to a successful future is to nurture, encourage and inspire our great human resources, the vibrant, vital and valiant people of our State.

May we, the people of Delaware, continue this forward progress, thankful for the many blessings which God has seen fit to shower upon us, ever seeking more light and

understanding, and ever using this knowledge for the welfare and advancement of all of humanity.

At 1:27 P.M. the previously named committee escorted the Governor from the Chambers.

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

The Chief Clerk of the House and the Secretary of the Senate compared their Journals, found them to agree, and so notified the Speaker.

Mr. Busker moved the two Houses now separate to reconvene in their respective chambers. Motion prevailed.

At 2:30 P.M. the Speaker called the House to order.

The following Committee Report was given:

HJR 6—Miscellaneous, 3 favorable.

Mr. Darling introduced **HB 503**—An Act to Amend Chapter 16, Volume 54, Laws of Delaware, Entitled "An Act to Provide for the Reversion of School Construction Funds to the State and to the School Districts in the same Proportion as Such Funds Were Appropriated and to Stipulate How These Funds Shall Be Expended" by Providing That Monies Due on Executed Contracts and Unpaid Shall Not Revert as Therein Provided.

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

Mr. Blendt introduced **HB 504**—"An Act to Amend Chapter 51, Title 14, Delaware Code, Being the Charter of the University of Delaware, by Clarifying and Redefining Certain Powers of the Board of Trustees of the University Which Pertain to Fiscal Matters and by Including in the Said Charter an Express Limitation Upon the Powers of Any State Official to Inquire into the Sources, Management, or Disposition of any Funds or Property Coming to the University of Delaware Otherwise Than by State Appropriation."

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

Mr. Annett introduced **HR 149**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 149** be adopted by voice vote. The motion prevailed.

HR 149—"Relative to the Death of Thomas C. Curry, a Former Member of the House of Representatives."

WHEREAS, the House of Representatives of the 122nd General Assembly of the State of Delaware has learned with regret of the passing of Thomas C. Curry on February 8, 1964, a former member of the House; and

WHEREAS, former State Representative Thomas C. Curry served his state faithfully and well during his term in the 101st General Assembly of the State of Delaware as Representative from the 2nd Representative District of Sussex County, and

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

NOW, THEREFORE

BE IT RESOLVED, by the House of Representatives of the 122nd General Assembly of the State of Delaware, that the members give expression of the regret they experienced at the passing of Thomas C. Curry, a prominent figure in his community, and

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

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

Mr. Dineen introduced **HB 505/HA 1 & 2**—"An Act Creating a Wilmington Civic Center Office Building Commission and Authorizing the State of Delaware to Borrow Money to be Used for Planning, Design and Land Acquisition for a State Building in the Wilmington Civic Center."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **HB 505** unassigned. The motion prevailed by voice vote.

Mr. Busker introduced **HB 506**—"An Act Making Appropriations for the Expense of the State Government for the Fiscal Year Ending June 30, 1965."

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

Mr. Younger moved that **SB 276**—"An Act to Amend Title 15, Delaware Code, Relating to Elections to Provide for Special Registration of Voters in Various Locations in Each County and Appropriating Funds Therefor," be given its third and final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **SB 276** be temporarily deferred.

It was regularly moved and seconded that the previous motion be laid on the table. The motion prevailed by voice vote.

The Roll Call revealed:

YEAS—Messrs. Atkins, Blendt, Busker, Clifton, Darling, Dineen, Exley, Hanlon, Holloway, Isaacs, Kirkby, McGinnis, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—20.

NAYS—Messrs. Annett, Hocker, Shockley—3.

ABSENT—Messrs. Bartleson, Casey, Correll, Davidson, Downs, Eskridge, Fifer, Hale, Keenan, Lowe—10.

NOT VOTING—Mr. Best—1.

PRESENT—Mr. Jarrell—1.

SB 276 having received the constitutional majority, passed the House.

The following Committee Report was given:

SB 240—Labor, 4 favorable.

Without objection the following communications were made part of the record.

FROM: Charles K. Keil

On the date indicated, the Governor approved the following legislation:

December 17, 1963—**SB 251; SB 34; SB 229; SB 219; SB 232/SA 1; HS 1 for HB 284; HS 1 for HB 338; HB 36; HB 76**. On this date the Governor returned **SB 259** to the Senate without his approval.

December 18, 1963—**HB 466/HA 1; HB 465; HB 353; SB 215; SB 83; HB 351; HB 15; HB 328/HA 1 & 2; SB 255/HA 1**.

December 20, 1963—**SB 58; SB 233; SB 234; SB 235/SA 1; SB 236/SA 1; SB 237; SB 264; SB 270; HB 225; HB 472; HB 494; HB 495**.

December 23, 1963—**HB 289/HA 1, 2, 3, 4, 5; HB 344; HB 402; HB 437; HB 438; HB 450; SJR 6/HA 1; SB 23/SA 1, 2/HA 2; SB 217/HA 1; SB 249/HA 1, 2; SB 271; SB 245**.

FROM: Charles K. Keil

On the date indicated, the Governor approved the following legislation:

December 27, 1963—**HB 471.**

December 30, 1963—**SB 222; HB 424/HA 1; HB 436.** On this date the Governor returned **HB 281/HA 1** and **HB 470** to the House without his approval.

December 31, 1963—**SB 154; SB 172; SB 174; SB 272; SB 280; HB 411; HB 425/HA 1; HB 382; HB 283.**

January 7, 1964—**HB 150/HA 1; HB 177/HA 1; SB 257/SA 1; HB 199/HA 2; SB 94/HA 1.**

January 9, 1964—**SB 258; SB 268.**

January 11, 1964—**HB 444/HA 1.**

At 3:09 P.M. it was regularly moved and seconded that the House adjourn until 3:10 P.M. Tuesday, Feb. 11, 1964. The motion prevailed by voice vote.

2nd LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 3:10 P.M. on Tuesday, Feb. 11, 1964.

There was a prayer by Mr. Annett.

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

The Roll Call revealed 24 members present; 11 absent.

MEMBERS PRESENT—Messrs. Annett, Atkins, Best, Busker, Clifton, Darling, Dineen, Exley, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Kirkby, McGinnis, Phillips, Pratt, Quigley, Shockley, Shulties, Walls, Wooten, Younger, Mr. Speaker—24.

MEMBERS ABSENT—Messrs. Bartleson, Blendt, Casey, Correll, Davidson, Downs, Eskridge, Fifer, Hale, Keenan, Lowe—11.

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

Motion prevailed.

At 3:35 P.M. it was regularly moved and seconded that the House adjourn until 1:00 P.M. Thursday, Feb. 13, 1964. The motion prevailed by voice vote.

3rd LEGISLATIVE DAY — Second Regular Session

The Speaker called the House to order at 2:03 P.M. on Thursday, Feb. 13, 1964.

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

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

The Roll Call revealed 33 members present; 2 absent.

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

MEMBERS ABSENT—Messrs. Keenan, Shockley—2.

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

Motion prevailed.

The Governor's veto message, which had been delivered to the House along with **HB 281**, was presented by the Speaker and read into the Record.

December 30, 1963

To the House of Representatives of the
122nd General Assembly of the
State of Delaware:

On December 18, 1963, I received **House Bill 281** with **House Amendment 1**, entitled:

“AN ACT TO AMEND CHAPTER 9, TITLE 18,
DELAWARE CODE, RELATING TO VALUATION
AND NON-FORFEITURE REQUIREMENTS OF IN-
DUSTRIAL LIFE INSURANCE POLICIES.”

I am returning this Bill to you without my approval because:

1. The operative date originally fixed by the Bill as January 1, 1968, was inadvertently deleted when the Bill was amended by the striking out of an entire paragraph.
2. The January 1, 1968 date provided a transition period, so the use of new industrial mortality tables would be discretionary until that date. Without the operative date paragraph, this Bill would generate confusion and fail to accomplish the purpose for which it was drawn.

Respectfully submitted,
ELBERT N. CARVEL
Governor

m—Enclosure

The Governor's veto message, which had been delivered to the House along with **HB 470**, was presented by the Speaker and read into the Record.

December 30, 1963

To the House of Representatives of the
122nd General Assembly of the
State of Delaware:

On December 18, 1963, I received **House Bill 470** entitled:

“AN ACT TO AMEND SECTION 522 OF TITLE 28
OF THE DELAWARE CODE, RELATING TO THE
MAXIMUM NUMBER OF HARNESS RACING
DAYS IN ANY COUNTY.”

I am returning this Bill to you without my approval because **House Bill 470** would increase the number of harness racing days in the State of Delaware from 120 to 180. The 180 days for harness racing, plus the 55 days at Delaware Park, totals 235 days of racing in the State.

In my opinion this exceeds the reasonable number of racing days which should be available in Delaware.

Respectfully submitted,
ELBERT N. CARVEL
Governor

m—Enclosure

Mr. Dineen introduced **HB 507**—“An Act to Amend Chapter 171, Volume 54, Delaware Laws, by Providing the State Share and Decreasing the Local Share in Certain School Districts.”

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

Mr. Shockley introduced **HB 508**—“An Act to Amend Chapter 5, Title 4, Delaware Code, Relating to Alcoholic Liquors by Providing a Change in the Tax on Wines.”

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

Mr. Shockley introduced **HB 509**—“An Act Relating to the Marriage of Minors.”

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

A messenger from the Senate informed the House that the Senate had passed **SCR 36** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 83**, **HCR 25**, **HJR 7** and was returning the same to the House.

The following Committee Reports were given:

HB 459—Revised Statutes, 3 favorable, 2 on merits.

HB 503—Education, 5 favorable.

HB 504—Education, 5 favorable.

Mr. Eskridge moved that **HJR 6**—"Designating March 21, 1964 as Delaware Conservation Day," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—Messrs. Keenan, Quigley—2.

HJR 6 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the results of the roll call on **HB 496** be lifted from the table. The motion prevailed by voice vote.

Mr. McGinnis introduced **HA 1** to **HB 496**. It was given its first and only reading in its entirety.

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

Without objection, the amendment was withdrawn.

HB 496—"An Act to Amend Chapter 171, Volume 54, Delaware Laws, by Adding an Additional Georgetown School and Decreasing the Cost and Maximum Shares of Another Georgetown School and Providing for an Increase in the Amount of Bond Issue to Cover These Changes."

The Roll Call revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Clifton, Correll, Darling, Davidson, Eskridge, Exley, Fifer, Hale, Hocker, Isaacs, Jarrell, Keenan, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Younger, Mr. Speaker—27.

NAYS—Messrs. Atkins, Dineen, Hanlon, McGinnis, Shockley, Wootten—6.

ABSENT—Mr. Downs—1.

PRESENT—Mr. Holloway—1.

HB 496 having received the constitutional majority, passed the House.

Mr. Exley introduced **HR 150**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 150** be adopted by voice vote. The motion prevailed.

HR 150—"Authorizing the Payment of Certain Expense for the Printing of Stationery for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$44.00 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated to pay The Harrington Journal, Harrington, Delaware for the printing of letterheads and envelopes for the House of Representatives of the 122nd General Assembly.

Mr. Exley introduced **HR 151**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 151** be adopted by voice vote. The motion prevailed.

HR 151—"Authorizing Payment for Certain Expenses of the House of Representatives of the 122nd General Assembly for the Printing of House Calendars."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$606.90 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated to pay the Sussex Countian, Georgetown, Delaware for the printing of 300 copies of the House Calendar.

Mr. Pratt introduced **HA 1** to **SB 127** as amended. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 1** to **SB 127** be placed with the bill. The motion prevailed.

SB 262/SA 1—"An Act Relating to the Deputy Attorneys General, Creating the Position of Administrative Assistant to the Attorney General, Raising the Salary of Some Deputies and Making a Supplemental Appropriation," be given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SB 262**. The motion prevailed by voice vote.

At 2:52 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:19 P.M. the Speaker called the House to order.

Mr. Eskridge moved that **SB 262**—"An Act Relating to the Deputy Attorneys General, Creating the Position of Administrative Assistant to the Attorney General, Raising the Salary of Some Deputies and Making a Supplemental Appropriation," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Clifton, Darling, Dineen, Keenan, McGinnis, Shockley—6.

PRESENT—Mr. Blendt—1.

SB 262/SA 1 having received the constitutional majority, passed the House.

The following Committee Reports were given:

HB 245—Labor, 4 favorable.

HB 345—Labor, 4 favorable.

Mr. Eskridge moved that **SB 240**—"An Act to Amend Section 2105, Title 19, Delaware Code, Relating to the Compensation of the Secretary of the Industrial Accident Board," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

YEAS—Messrs. Annett, Atkins, Blendt, Busker, Casey, Correll, Darling, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Holloway, Isaacs, Jarrell, Kirkby, Lowe, Phillips, Pratt, Quigley, Shulties, Walls, Wootten, Younger, Mr. Speaker—26.

NAYS—Mr. Hocker—1.

ABSENT—Messrs. Clifton, Dineen, Keenan, McGinnis, Shockley—5.

NOT VOTING—Mr. Best—1.

PRESENT—Mr. Bartleson—1.

Mr. Phillips introduced **HR 152**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 152** be adopted by voice vote. The motion prevailed.

HR 152—"Relating to the Correction of a Name of an Officer Elected Under **House Resolution 147**."

WHEREAS Lena Brown was elected to the office of Cloak Room Attendant by **House Resolution 147** and her name in fact is Lena L. Harris.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the name Lena Brown in **House Resolution 147** be changed for the correct name of Lena L. Harris.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 503**. The motion prevailed by voice vote.

Mr. Darling moved that **HB 503**—An Act to Amend Chapter 16, Volume 54, Laws of Delaware, Entitled "An Act to Provide for the Reversion of School Construction Funds to the State and to the School Districts in the Same Proportion as Such Funds were Appropriated and to Stipulate How These Funds Shall Be Expended" by Providing That Monies Due on Executed Contracts and Unpaid Shall Not Revert as Therein Provided, be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

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

HB 503 having received the constitutional majority, passed the House.

Mr. Younger introduced **HA 1** to **HB 326**. It was given its first and only reading in its entirety. It was regularly

moved and seconded that **HA 1** to **HB 326** be placed with the bill. Without objection it was so ordered.

Mr. Blendt introduced **HA 1** to **HB 170**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 170** be placed with the bill. The motion prevailed.

Mr. Phillips introduced **HR 153**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. Without objection it was so ordered. It was regularly moved and seconded that **HR 153** be adopted by voice vote. The motion prevailed.

HR 153—"Relating to the Election of Officers."

WHEREAS, the following persons have previously been elected to the offices appearing opposite their names but have resigned effective at the close of the 1963 Legislative session of the General Assembly.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the following persons are relieved from their duties effective at the close of the 1963 session of the General Assembly.

J. Edgar Walls—Messenger
 Ralph Spitzer—Sgt. at Arms
 Cornelius Hurd—File Clerk
 Paul Lowe—Messenger

BE IT FURTHER RESOLVED that the following persons are hereby elected to the office appearing opposite their names effective Feb. 4, 1964 to serve during the pleasure of the House of Representatives.

Pauline M. Bennett—Messenger
 Bonnard Layton—Sgt. at Arms
 Gove Jarvis—File Clerk
 Norman Hudson—Messenger

Mr. Blendt introduced **HB 510**—"An Act to Amend Chapter 171, Volume 54, Delaware Laws, by Adding an Additional School, Decreasing the Cost and Maximum Share of Another School and Providing for an Increase in the Amount of Bond Issue to Cover These Changes."

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

Mr. Clifton moved that **HB 461**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for Construction of a State Office Building in Dover and for the Restoration and Modification of the Old State House and the Hall of Records Building, Authorizing the Issuance of Bonds and Notes Therefor, Appropriating the Money Borrowed to a Building Commission and to the Public Archives Commission, and Transferring the Old State House to the Public Archives Commission," be given its third and final reading and taken up for consideration in order to pass the House.

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

It was regularly moved and seconded that action on **HB 461** be temporarily deferred. The motion prevailed by voice vote.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 505**. The motion prevailed by voice vote.

Mr. Dineen moved that **HB 505**—"An Act Creating a Wilmington Civic Center Office Building Commission and Authorizing the State of Delaware to Borrow Money to be Used for Planning, Design and Land Acquisition for a State Building in the Wilmington Civic Center," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to The Honorable John E. Babiarz, Mayor of Wilmington, to explain the bill.

It was regularly moved and seconded that action on **HB 505** be temporarily deferred. The motion prevailed by voice vote.

Mr. Atkins introduced **HB 511**—"An Act to Amend Part V, Title 16, Delaware Code, Relating to Mental Health."

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

Mr. Shulties introduced **HB 512**—"An Act Making a Supplemental Appropriation to the State Bingo Control Commission to Pay Certain Wages and Salaries."

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

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 499**. The motion prevailed by voice vote.

Mr. Busker moved that **HB 499**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for the Erection of a Building to House the State Highway Department on Land Already Owned or to be Acquired by the State and to Issue Bonds and Notes Therefor and Appropriating the Money Borrowed to the State Building and Grounds Commission," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Busker introduced **HA 1** to **HB 499**. It was given its first and only reading in its entirety.

The amendment was withdrawn.

Mr. Walls introduced **HR 154**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 154** be adopted by voice vote. The motion prevailed.

HR 154—"Authorizing Payments for Services Rendered by Attaches and Employees of the House of Representatives of the Present Session of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the State Treasurer be and she hereby is authorized and directed to pay to the attaches and employees of the House of Representatives whose names are listed below, the amounts set forth opposite their respective names and such sums are to be regarded as payments in full for services rendered by said attaches and employees for the period commencing with the 1st Legislative Day and including the 3rd Legislative Day of the current session.

John J. Argo	\$ 75.00
Frederick Bell	60.00
Pauline M. Bennett	60.00
Gerald Berkowitz	112.50
Beverly J. Blevins	82.50
James Burtsch	60.00
Frank Calio	75.00
N. Eugene Campbell	60.00
Harold Clendaniel	60.00
Helen M. Collins	60.00
Martha Dixon	60.00
William Dorsey	99.00

Micheline Duff	110.00
Aaron Edmonds	60.00
Sam C. Elliott	60.00
Emogene Ellis	110.00
Mildred Foster	60.00
Dora Furniss	60.00
Roy Freeman	49.50
Dorothy Gagnon	60.00
Lena L. Harris	60.00
Cora Hilyard	60.00
Norman Hudson	60.00
Bradford Holliday	60.00
Harry L. Holloway	60.00
Benjamin Hughes, Jr.	60.00
Margaret Hurley	60.00
Frank Ingram	60.00
Claude Jordon	60.00
Gove Jarvis	60.00
Mildred A. Keeler	60.00
Lewis Killen	60.00
J. Howard Link	60.00
Bonnard Layton	60.00
Venie R. Lloyd	82.50
Barney J. Lofland	60.00
J. Morton Melvin	60.00
Jennings Moore	60.00
Wilma McDowell	75.00
Elsie Mitchell	82.50
Richard Norwood	60.00
Louise H. Pennewill	110.00
Donald Ralph	60.00
Millard Reed	60.00
Andrew Reynolds	60.00
William W. Reynolds	60.00
Ruth Ross	60.00
James Rowlinson, Sr.	60.00
Olive Sutton	60.00
Bailey Thomas	75.00
Alex Tomkiewicz	82.50
Joseph F. Toner	75.00
Harrison F. Turner	225.00
Elizabeth Wainwright	75.00
Lillian Wallace	60.00
James A. Walsh	112.50
William J. Warwick	75.00
Melba Webb	82.50
Clara Webber	60.00

Roland West	75.00
Carl M. Wright	60.00
Ralph E. Vines	60.00

Mr. Clifton moved that **HB 461**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for Construction of a State Office Building in Dover and for the Restoration and Modification of the Old State House and the Hall of Records Building, Authorizing the Issuance of Bonds and Notes Therefor, Appropriating the Money Borrowed to a Building Commission and to the Public Archives Commission, and Transferring the Old State House to the Public Archives Commission," be given its third and final reading and taken up for consideration in order to pass the House.

Without objection the privilege of the floor was granted to Mr. Leon de Valinger, of the State Archives Commission, to explain the bill.

It was regularly moved and seconded that the results of the roll call on **HB 461** be laid on the table. Without objection it was so ordered.

At 5:50 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 1:48 P.M. Tuesday, February 25, 1964, the Speaker called the House to order.

Mr. Eskridge introduced **HB 513**—"An Act to Aid Certain Fire Companies Which are Organized to Extinguish Fires or Maintain Ambulances or Rescue Trucks, by Making Appropriations for Them."

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

Mr. Eskridge introduced **HB 514**—"An Act to Aid Homes for the Aged by Appropriating Money to Palmer Home, Incorporated and Layton Home for Aged Colored Persons."

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

Mr. Eskridge introduced **HB 515**—"An Act Making an Appropriation to the Prisoners Aid Society of Delaware for the Operation of the 308 West Residence."

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

Mr. Eskridge introduced **HB 516**—"An Act to Appropriate Moneys to Certain Hospitals in the State of Delaware."

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

Mr. Eskridge introduced **HB 517**—"An Act Appropriating Money to the Delaware Safety Council, Inc."

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

Mr. Eskridge introduced **HB 518**—"An Act Appropriating Funds to the American Legion and American Legion Auxiliary for Expenses to be Incurred in Connection with the Holding of Boys' State and Girls' State."

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

Mr. Eskridge introduced **HB 519**—"An Act Appropriating Certain Moneys to the Delaware State Fair Inc. for Prizes."

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

Mr. Eskridge introduced **HB 520**—"An Act to Aid Certain Organizations Which Maintain an Ambulance in the Public Service, by Appropriating Moneys for Maintenance of the Ambulances."

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

Mr. Eskridge introduced **HB 521**—"An Act Making an Appropriation to the State Fire Prevention Commission for the Training of Volunteer Firemen."

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

Mr. Eskridge introduced **HB 522**—"An Act to Aid Veterans' Organizations and Their Services to Veterans by Making An Appropriation therefor."

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

Mr. Eskridge introduced **HB 523**—"An Act to Appropriate Moneys to the Department of Delaware Jewish War Veterans of the United States."

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

Mr. Clifton introduced **HS 1** for **HB 461**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for the Construction and Remodeling of State Office Buildings in Dover, Authorizing the Issuance of Bonds and Notes Therefor, Appropriating the Money Borrowed to a Building Commission and to the Public Archives Commis-

sion, and Transferring the Old State House to the Public Archives Commission.”

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **HS 1** for **HB 461** unassigned. The motion prevailed by voice vote.

Mr. Busker moved that **HB 97/HA 1 & SA 1**—“An Act Appropriating Moneys for Education and Training of Children of Veterans of World War I, World War II and Korean Conflict who Died While in the Service of the Army, Navy, Marine Corps, Air Forces or Coast Guard of the United States or Who Died From Disease, Wounds or Disabilities Resulting From Such Service,” be given its final reading and taken up for consideration in order to pass the House.

It was regularly moved and seconded that action on **HB 97/HA 1** and **SA 1** be temporarily deferred. The motion prevailed by voice vote.

The following Committee Report was given:

HB 34—Appropriations, 4 on merits.

Mr. Dineen introduced **HA 1** to **HB 505**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed by voice vote. It was regularly moved and seconded that **HA 1** to **HB 505** be placed with the bill by voice vote. The motion prevailed.

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

WESTERN UNION TELEGRAM

Feb. 25, 1964, 9:26 A.M.

PA061 SSA016

P WUY046 WUZ1 WUZ1 NL PD—Wilmington, Del. 24#

Rep. Sherman W. Tribbitt

State House, Dover, Del.

After careful consideration the greater Wilmington Development Council, Inc. endorses the construction of a well planned, unified Federal, State and City Governmental Office Building Complex between King and Walnut Streets, South of Ninth Street in Wilmington. Therefore we urge your support of **House Bill 505**.

H. B. DuPONT, Chairman
Of The Board, Greater
Wilmington Development Council

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

BUILDING AND CONSTRUCTION TRADES COUNCIL
Wilmington, Delaware

February 20, 1964

Mr. Russell D. F. Dineen
1804 North Monroe Street
Wilmington, Delaware
Dear Representative Dineen:

Re: House Bill 504

Upon reading the above Bill, which would amend the charter of the University of Delaware, we wish to advise you that we are strongly opposed to this Bill, the main objection being the harmful effect it would have upon the prevailing wage bill.

Also, we feel the passage of this bill would encourage other Agencies to do the same.

We hope you will see the wisdom in our thinking, and exercise the influence of your office to defeat this bill if it is introduced in the House of Representatives.

Yours very truly,
JOHN J. PIERCE
President

JJP: blk
oeiu 14

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

COHEN AND MORRIS
Attorneys at Law
WILMINGTON 1, DELAWARE

February 17, 1964

Representative Russell D. F. Dineen
1804 N. Monroe Street
Wilmington, Delaware
Dear Russ:

First of all, let me thank you for forwarding to me as I requested a copy of **House Bill 504** proposing an amendment to the Charter of the University of Delaware. As a graduate of the University, the proposed Bill aroused my interest after I had read the article in the Evening-Journal the other day.

The proposed legislation seems to me to be a step backward. The University is the State University of our State

and, if my memory serves me correctly, this was so held by Chancellor Seitz in the University of Delaware case in the late 40's when litigation was initiated to bring about the admission of Negro students at the University. Why the interest of the State should be lessened by removing its control over the use of funds, auditing requirements, etc., is something which is not clear to me. Substantial moneys from the State are appropriated regularly to the University and are placed within the control of the University's Board of Trustees which is as it should be. It would now appear that if the University should receive any gift from a private source, the use of such moneys and accountability with reference to such funds would not have to be made at all to the State.

I urge upon you and the other members of the General Assembly the utmost caution in making the change in the University's Charter proposed by the pending House Bill. Before any legislation should be enacted, it would seem to me that consideration should be given by the members of the General Assembly to the fundamental underlying question, namely, "Is the University of Delaware the State University or is it a private Institution?"

When you have time, I should be grateful if you would call me since I should like to meet with you and discuss this proposed legislation further.

Sincerely,
IRVING MORRIS

IM:G

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

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

At 2:16 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 4:05 P.M., the Speaker called the House and Senate to order in a joint informal hearing on **House Bill 461** and **House Bill 505**, to receive presentations and ask questions.

The privilege of the floor was granted to Mr. John Biven, Director of the State Planning Office; to the Honorable John E. Babiarz, Mayor of the City of Wilmington, Mr. Peter A. Larson, Director of the Wilmington Commission on Zoning

and Planning, and Mr. Leon deValinger, of the State Archives Commission.

The hearing concluded at 5:48 P.M.

At 6:20 P.M., the Speaker called the House to order.

A messenger from the Senate informed the House that the Senate had passed **SCR 37** and requested the concurrence of the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HS 1** for **HB 461**. The motion prevailed by voice vote.

Mr. Clifton moved that **HS 1/HB 461**—"An Act Authorizing the State of Delaware to Borrow Money to be Used for the Construction and Remodeling of State Office Buildings in Dover, Authorizing the Issuance of Bonds and Notes Therefor, Appropriating the Money Borrowed to a Building Commission and to the Public Archives Commission, and Transferring the Old State House to the Public Archives Commission," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Busker, Downs, McGinnis, Quigley, Shockley—5.

HS 1/HB 461 having received the constitutional majority, passed the House.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **HB 505/HA 1**. The motion prevailed by voice vote.

Mr. Clifton moved that **HB 505/HA 1**—"An Act Creating a Wilmington Civic Center Office Building Commission and Authorizing the State of Delaware to Borrow Money to be Used for Planning, Design and Land Acquisition for a State Building in the Wilmington Civic Center," be given its third and final reading and taken up for consideration in order to pass the House.

Mr. Best introduced **HA 2** to **HB 505**. It was given its first and only reading in its entirety. It was regularly moved and seconded that **HA 2** to **HB 505** be adopted by voice vote. The motion prevailed.

It was regularly moved and seconded that the results of the roll call on **HB 505/HA 1 & 2** be laid on the table. The motion prevailed by voice vote.

Mr. Holloway introduced **HB 525**—"An Act to Amend Title 11, Chapter 39, Delaware Code, Providing for the Abolishment of Corporal Punishment."

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

Mr. Dineen moved that **HB 97/HA 1 & SA 1**—"An Act Appropriating Moneys for Education and Training of Children of Veterans of World War I, World War II and Korean Conflict Who Died While in the Service of the Army, Navy, Marine Corps, Air Forces or Coast Guard of the United States or who died from Disease, Wounds or Disabilities Resulting From Such Service," be given its final reading and taken up for consideration in order to pass the House.

The Roll Call revealed:

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

NAYS—None.

ABSENT—Messrs. Busker, Downs, Kirkby, McGinnis, Quigley, Shockley—6.

HB 97/HA 1 & SA 1 having received the constitutional majority, passed the House.

Mr. Blendt introduced **HB 526**—"An Act to Amend Chapter 3, Title 14, Delaware Code, by Increasing the Number of School Board Members Elected in Each School District."

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

Mr. Younger introduced **HR 155**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 155** be adopted by voice vote. The motion prevailed.

HR 155—"Relating to the Election of Officers."

WHEREAS, the following persons have previously been elected to the offices appearing opposite their names but

have resigned effective at the close of the 3rd Legislative Day of the second session of the General Assembly,

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly of the State of Delaware that the following persons are relieved from their duties effective at the close of the 3rd legislative day of the second session of the General Assembly,

Millard Reed, Jr.—Messenger

Catherine Swartwood—Speaker's Clerk

BE IT FURTHER RESOLVED that the following persons are hereby elected to the office appearing opposite their names effective Feb. 25, 1964 to serve during the pleasure of the House of Representatives,

Elizabeth Foley—Messenger

Kenneth D. Pennewill—Speaker's Clerk

At 6:36 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 6:38 P.M. the Speaker called the House to order.

At 6:39 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 2:20 P.M. Feb. 26, 1964 the Speaker called the House to order.

It was regularly moved and seconded that the results of the roll call on **HB 505/HA 1 & 2** be lifted from the table. The motion prevailed by voice vote.

The Roll Call revealed:

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

NAYS—Messrs. Annett, Fifer, Jarrell—3.

ABSENT—Messrs. Busker, Quigley—2.

HB 505/HA 1 & 2 having received the constitutional majority, passed the House.

At 2:25 P.M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 3:59 P.M. the Speaker called the House to order.

SCR 37—"Expressing the Sympathy of the 122nd General Assembly Upon the Death of Former Representative and Senator James Harry Latchum," was given its first and only reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 37**. The motion prevailed by voice vote.

WHEREAS, the 122nd General Assembly of the State of Delaware has learned with regret of the passing of Former Representative and Senator James Harry Latchum, and

WHEREAS, James Harry Latchum served the State of Delaware as a member of the House of Representatives in the years 1925-1926 as a Representative from the 10th Representative District of Kent County, and

WHEREAS, James Harry Latchum, also served the State of Delaware as a member of the Senate in the years 1927-1934 as a Senator from the 5th Senatorial District of Kent County, and

WHEREAS, James Harry Latchum was a dedicated public servant whose accomplishments for the State of Delaware will never be forgotten by its citizens,

NOW THEREFORE:

BE IT RESOLVED by the Senate of the 122nd General Assembly, the House of Representatives concurring therein, that the members herein give expression to the deep personal regret they experienced at the passing of James Harry Latchum, a prominent figure in his community, County, and State and

BE IT FURTHER RESOLVED, that the people of the State of Delaware hereby extend their full sympathy to the members of his immediate family, and

BE IT FURTHER RESOLVED, that the text of this resolution be made part of the journal of the proceedings of the Senate and House of Representatives of the 122nd General Assembly of the State of Delaware and that a copy of this resolution be sent to the members of his immediate family.

Mr. Eskridge moved that **SCR 37**—"Expressing the Sympathy of the 122nd General Assembly Upon the death of former Representative and Senator James Harry Latchum," be given its third and final reading and taken up for consideration in order to pass the House.

The Roll Call Revealed:

YEAS—Messrs. Annett, Bartelson, Best, Busker, Casey, Clifton, Correll, Darling, Davidson, Downs, Eskridge, Exley, Fifer, Hale, Hanlon, Hocker, Holloway, Isaacs, Jarrell, Keenan, Kirkby, Lowe, McGinnis, Phillips, Pratt, Shockley, Younger, Mr. Speaker—28.

Nays—None.

ABSENT—Messrs. Atkins, Blendt, Dineen, Quigley, Shulties, Walls, Wootten—7.

SCR 37 having received the constitutional majority, passed the House.

Mr. Eskridge introduced **SCR 35**. It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 35**. The motion prevailed by voice vote.

SCR 35—"Making payment to the National Conference of State Legislative Leaders for Membership Dues for the State of Delaware."

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the sum of \$1,000 be paid to the National Conference of State Legislative Leaders, Office of the Secretary, Berwyn, Illinois, for membership dues of the State of Delaware for the year 1964.

Mr. Eskridge moved that **SCR 35**—"Making payment to the National Conference of State Legislative Leaders for Membership Dues for the State of Delaware," be given its third and final reading and taken up for consideration in order to pass the House.

SCR 35 was adopted by voice vote.

Mr. Eskridge introduced **SCR 34**. It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 34**. The motion prevailed by voice vote.

SCR 34—"An Act making an Appropriation to the Diamond State Telephone Company for services rendered through November 11, 1963."

BE IT RESOLVED by the Senate of the 122nd General Assembly of the State of Delaware, the House of Representatives concurring therein that the sum of \$460.79 be paid to the Diamond State Telephone Company for services rendered through November 11, 1963 for extensions 260, 261,

262, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, & 277.

Mr. Eskridge moved that **SCR 34**—"An Act making an appropriation to the Diamond State Telephone Company for services rendered through November 11, 1963," be given its third and final reading and taken up for consideration in order to pass the House.

SCR 34 was adopted by voice vote.

Mr. Eskridge introduced **SCR 36**. It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended for the sole purpose of taking action on **SCR 36**. The motion prevailed by voice vote.

SCR 36—"Relating to amending **SCR 27** relating to the establishment of a Joint Committee on the Returning of Fort Miles at Cape Henlopen to the State."

SCR 27 of the 122nd General Assembly is amended by striking the words "with **HR 6678** of the 88th Congress" wherein they appear in the last line of sub-paragraph (5) of said Resolution and inserting in lieu thereof the words "Public Law 88-228, 88th Congress, approved December 23, 1963."

Mr. Eskridge moved that **SCR 36**—"Relating to amending **SCR 27** relating to the establishment of a Joint Committee on the Returning of Fort Miles at Cape Henlopen to the State," be given its third and final reading and taken up for consideration in order to pass the House.

SCR 36 was adopted by voice vote.

Mr. Busker moved that **SB 119**—"An Act to Adopt on behalf of the State of Delaware, the Driver License Compact," be given its third and final reading and taken up for consideration in order to pass the House.

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

The Roll Call Revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Quigley, Shulties, Wootten—5.

SB 119 having received the constitutional majority, passed the House.

Mr. Busker moved that **SB 213**—"An Act to amend Section 2733, Title 21, Delaware Code, entitled Discretionary Suspension or Revocation of License," be given its first and only third and final reading and taken up for consideration in order to pass the House.

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

It was regularly moved and seconded that action on **SB 213** be temporarily deferred. The motion prevailed by voice vote.

Mr. Eskridge introduced **HR 156**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote. It was regularly moved and seconded that **HR 156** be adopted.

HR 156—"Expressing the sympathy of the House of Representatives on the illness of Representative James R. Quigley."

WHEREAS, the members of the House of Representatives of the 122nd General Assembly of the State of Delaware have learned with deep regret of the illness of Representative James R. Quigley and

WHEREAS the members of the House of Representatives desire to express and extend their sympathy and best wishes for a speedy recovery of Representative James R. Quigley.

NOW THEREFORE,

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

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the Journal of the House of Representatives of the 122nd General Assembly of the State of Delaware and a copy be sent to Representative James R. Quigley.

The Roll Call Revealed:

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

NAYS—None.

ABSENT—Messrs. Blendt, Darling, Quigley, Shulties, Wootten—5.

HR 156 having received the constitutional majority, passed the House.

Mr. Walls introduced **HR 157**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the resolution. The motion prevailed by voice vote.

HR 157—"Authorizing the payment of certain incidental expenses for the House of Representatives of the 122nd General Assembly."

BE IT RESOLVED by the House of Representatives of the 122nd General Assembly that the sum of \$18.65 is hereby appropriated out of any money in the State Treasury, not otherwise appropriated to pay the following expenses for the purposes stated:

J. Reynolds Pratt	Postage	\$ 4.96
International Business Machines ..	Service	10.19
Micheline T. Duff	Postage	3.50
		<hr/>
TOTAL		\$18.65

Which expenses were incurred on behalf of the House of Representatives of the 122nd General Assembly.

It was regularly moved and seconded that action on **HR 157** be temporarily deferred. The motion prevailed by voice vote.

At 4:48 P. M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 2:24 P.M. April 6, 1964, the Speaker called the House to order.

At 2:25 P. M. it was regularly moved and seconded that the House adjourn until 2:26 P.M., Monday, April 6, 1964. The motion prevailed by voice vote.

4th LEGISLATIVE DAY—Second Regular Session

The Speaker called the House to order at 2:25 P. M. on Monday, April 6, 1964.

There was a prayer by Mr. Pratt.

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

The Roll Call revealed 35 members present; 0 absent.

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

ABSENT—None.

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

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

THE DELAWARE STATE GRANGE

Box 35, Woodside, Delaware
Office of the State Master

Hon. M. Martin Isaacs
Georgetown
Delaware
Dear Mr. Isaacs:

March 12, 1964

The State Grange at its Annual Session in December, by unanimous vote of the Delegates, went on record in favor of **HB 381** for a new Agriculture Building.

It is our considered judgment that agriculture is not only the basic industry, but is the largest single industry in Delaware, contributes the most to the economic success of the state and must have adequate facilities to serve this industry if we are to assure its continued success.

The Grange also vigorously supports **HB 504** in order to amend the Charter of the University of Delaware so that there will be no misunderstanding as to the legal authority with respect to the management of the University and thus assure its continued success.

We will appreciate not only your favorable consideration of **HB 381** and **HB 504**, but also any efforts you might make in order to have action taken on them.

Sincerely yours,
G. WALLACE CAULK
Master

GWC:GSC

A messenger from the Senate informed the House that the Senate had passed **SB 296** and requested the concurrence of the House.

He also informed the House that the Senate had passed **HB 496** and was returning the same to the House.

Mr. Eskridge introduced **HB 527**—"An Act appropriating moneys to the State Soil Conservation Commission for the construction, improvement and protection of ditches in the several counties."

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

Mr. Eskridge introduced **HB 528**—"An Act to amend Chapter 39, Title 7, Delaware Code, relating to Soil and Water Conservation Districts by providing for annual State and County appropriations to the District."

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

Mr. Eskridge introduced **HB 529**—"An Act to aid Veterans' Organizations and their services to Veterans by making an appropriation therefor."

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

Mr. Eskridge introduced **HB 530**—"An Act appropriating moneys for Education and Training of Children of Veterans of World War I, World War II and Korean Conflict who died while in Service of the Army, Navy, Marine Corps, Air Forces or Coast Guard of the United States or who died from disease, wounds or disabilities resulting from such service."

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

Mr. Eskridge introduced **HB 531**—"An Act to amend Chapter 27, Title 31, Delaware Code, relating to the Delaware Commission on Children and Youth by expanding its powers."

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

Mr. Eskridge introduced **HA 1** to **HB 504**. It was given its first and only reading in its entirety. It was regularly moved and seconded that so much be considered the reading of the amendment. The motion prevailed

by voice vote. It was regularly moved and seconded that **HA 1** to **HB 504** be placed with the bill. The motion prevailed.

Mr. McGinnis introduced **HB 532**—"An Act to amend Chapter 5, Title 28, Delaware Code, relating to Harness Racing."

It was given its first reading by title only. Without objection, the Bill remained unassigned.

Mr. Atkins introduced **HB 533**—"An Act to amend Chapter 25, Title 30, Delaware Code, by providing an additional tax on Non-resident Contractors."

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

Mr. Atkins introduced **HB 534**—"An Act to provide for the payment into the General Fund of the State of Delaware of the value of surplus Trading Stamps sold within the State."

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

Mr. Phillips introduced **HB 535**—"An Act to amend Chapter 21, Title 19, Delaware code relating to Workmen's Compensation Claims."

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

Mr. Holloway introduced **HB 536**—"An Act to amend Title 14, Delaware Code, relating to Education by Clarifying and Redefining certain powers of the Board of Public Education of the city of Wilmington which pertain to fiscal matters and by including an Express Limitation upon the powers of any state official to inquire into the sources, management or disposition of any funds or property coming to the Board of Public Education of the city of Wilmington otherwise than by state appropriation."

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

Mr. Holloway introduced **HB 537**—"An Act to amend Chapter 65, Title 14, Delaware Code, being the Charter of the Delaware State College, by Clarifying and Redefining certain powers of the Board of Trustees of the College which pertain to fiscal matters and by including in the said Charter an Express Limitation upon the powers of any

state official to inquire into the sources, management, or disposition of any funds or property coming to the Delaware State College otherwise than by State Appropriation."

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

Mr. Dineen introduced **HB 538**—"An Act authorizing the State Board of Education to provide for the supervision and the auditing of the school construction provided for under Chapter 171, Volume 54, Laws of Delaware, and making provisions for the cost thereof."

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

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

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

Mr. Shockley moved that **HB 470** be brought up for the purpose of overriding the veto of the Governor. The motion was seconded. The motion prevailed by voice vote.

Mr. McGinnis requested that the clerk read a communication concerning **HB 470**.

It was regularly moved and seconded that the communication be laid on the table. The motion prevailed by voice vote.

It was regularly moved and seconded that action on **HB 470** be deferred. The motion was declared lost.

It was regularly moved and seconded that the roll call on **HB 470** be tabled. The motion was declared lost.

HB 470—"An Act to amend Section 522 of Title 28 of the Delaware Code, Relating to the Maximum Number of Harness Racing Days in Any County."

At 3:15 P. M. it was regularly moved and seconded that the House recess to the call of the chair. The motion prevailed by voice vote.

At 5:53 P. M. the Speaker called the House to order.

It was regularly moved and seconded that the results of the roll call on **HB 470** be laid on the table.

The Roll Call Revealed:

YEAS—Messrs. Annett, Bartleson, Best, Blendt, Busker, Casey, Correll, Darling, Dineen, Downs, Fifer, Hale, Hanlon, Holloway, Jarrell, Keenan, Lowe, McGinnis, Shockley, Shulties—20.

NAYS—Messrs. Atkins, Clifton, Davidson, Eskridge, Exley, Hocker, Isaacs, Kirkby, Phillips, Quigley, Walls, Wootten—12.

ABSENT—Pratt—1.

NOT VOTING—Messrs. Younger, Mr. Speaker—2.

Having received the required majority, motion declared passed.

Without objection the following communications were made part of the record.

FROM: Charles K. Keil

On the date indicated, the Governor approved the following legislation:

February 18, 1964—**SB 276**.

February 19, 1964—**HB 83, HJR 7**.

February 28, 1964—**HB 97/HA 1, SA 1, HS 1** for **HB 461, HB 505/HA 1** and 2.

March 2, 1964—**SB 262/SA 1**.

On the date indicated, the Governor approved the following legislation:

March 6, 1964—**SB 240**.

At 5:57 P. M. it was regularly moved and seconded that the House adjourn until 1.00 P. M. Tuesday, April 7, 1964. The motion prevailed by voice vote.

5th LEGISLATIVE DAY—Second Regular Session

The Speaker called the House to order at 2:15 P. M. on Tuesday, April 7, 1964.

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

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

The Roll Call revealed 31 members present; 4 absent.

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

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

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

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

March 2, 1964

Dear Mr. President & Mr. Speaker:

My mother, brother and I personally wish to thank you, the Speaker and each member of the Senate and House of the One Hundred and Twenty-Second General Assembly for the kind and generous sentiments expressed to us in Senate Concurrent Resolution No. 37. Fully realizing that words alone cannot fill the void of our loss, yet it is most comforting to have their expression of sympathy from the members of the Legislature in which my father served for so many years. We do most deeply appreciate their expression of sympathy and humbly request you to inform the Speaker and the members of the Senate and House of our gratitude for your action.

Sincerely yours,
JAMES L. LATCHUM

Mr. Isaacs introduced **HB 540**—"An Act making a Supplementary Appropriation to the Sussex County Vocational-Technical Center for "All Other Costs" for the Fiscal Year Ending June 30, 1964."

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

Mr. Eskridge introduced **HB 541**—"An Act to amend Chapter 5, Title 28, Delaware Code, relating to Harness Racing."

It was given its first reading by title only.

It was regularly moved and seconded that the rules be suspended in order to leave **HB 541** unassigned. The motion prevailed by voice vote.

Mr. Eskridge introduced **HB 542**—"An Act appropriating funds to the State Police Pension Fund to pay Retired State Policemen Authorized Monthly Pensions, and to Reimburse Loans Made Previously to the Fund for that Purpose."