

Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Not Voting—None.

Nays—None.

Absent—Messrs. R. A. Davis, Hicks, Marvel, Prettyman, Pyott—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Jones, **HB 350**—"An Act Amending Chapter 43, Title 16, Delaware Code of 1953, by Permitting the Sale of Certain Soft Drinks with Artificial Sweeteners to Diabetics," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Dickinson, Donovan, Hamilton, Hoey, Hudson, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. R. A. Davis, Hicks, Marvel, Prettyman, Pyott—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Wheatley, **HB 397**—"An Act to Amend Chapter 21, Title 21, Delaware Code of 1953, Relating to Registration of Vehicles; Penalties," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. R. A. Davis, Hicks, Hoey, Marvel, Prettyman, Pyott, Rowan—7.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Maclary, SB 14—"An Act Authorizing the Levy Court of Kent County to Appropriate County Monies to David C. Harrison Post No. 14, Inc., American Legion, for the Maintenance of an Ambulance," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion by Mr. Maclary, action was deferred.

On motion of Mr. Hamilton, SB 203—"An Act to Amend Title 18, Delaware Code of 1953 Entitled "Insurance" by Changing Paragraph (12) of § 706 Relating to the Investment of Funds by Domestic Insurance Companies Doing Business in a Foreign Country and by Changing § 904 Relating to the Reserves of Life Insurance Companies Doing Business Only in Foreign Countries," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. R. A. Davis, Hicks, Hoey, Prettyman, Pyott—5.

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

On motion of Mrs. Vera G. Davis, SB 216—"An Act to Appropriate Funds to the Superior Court of the State of Delaware for the Purpose of Defraying Expenses of the Said Court for the Fiscal Year Ending July 1, 1953," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—27.

Nays—Messrs. Donovan, Hoey, Rowan, West—4.

Not Voting—None.

Absent—Messrs. R. A. Davis, Prettyman, Pyott, Quigley—4.

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

On motion of Mr. Hamilton, SB 220—"An Act to Provide for the Disposition of Property and Records of the State Tax Department Which Have Lost Any Further Useful Value," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Dickinson, Donovan, Hamilton, Hudson, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Quigley, Rowan, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. R. A. Davis, Hicks, Hoey, Marvel, Prettyman, Pyott, Scott—7.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Maclary, SB 246—"An Act to Appropriate Funds to the Milford School Building Commission to Meet Deficiencies," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Dickinson, Donovan, Hamilton, Hoey, Hudson, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Quigley, Sapp, Scott, Shockley, Speicher, West, Wheatley, Madam Speaker—28.

Nays—Mr. Tucker—1.

Not Voting—None.

Voting Present—Mr. Rowan—1.

Absent—Messrs. R. A. Davis, Hicks, Marvel, Prettyman, Pyott—5.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mrs. Vera G. Davis, SB 301—"An Act Authorizing the State Board of Trustees of the Delaware State Hospital to Expend Money from the Special Emergency Fund of the Delaware State Hospital for a New Well and Pump House," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Lowe, Maclary, Mitchell, Moore, Press, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—29.

Nays—None.

Not Voting—None.

Absent—Messrs. R. A. Davis, Livingston, Marvel, Prettyman, Pyott, Quigley—6.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 1:00 P. M., April 24th, 1953.

63RD LEGISLATIVE DAY

House met pursuant to adjournment at 2:35 P. M., on April 24th, 1953.

House Members repeated the "Lord Prayer," led by Mrs. Vera G. Davis.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—33.

Members absent—Messrs. R. A. Davis, Pyott—2.

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

GOVERNOR'S MESSAGES

April 24, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have appointed the following person to the Labor Commission for a term of five years, said term to expire April 2, 1958:

Frank R. Grier, Milford, Delaware.

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

April 24, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the dates indicated I have signed the following bill and resolutions:

April 23, 1953—SB 269 with SA 1

April 23, 1953—SCR 16

April 23, 1953—SCR 18

April 23, 1953—SS 1 for SJR 1

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolution, which was presented by the Chair: SCR 23—"Extending an Invitation to the Honorable Louis K. Gough, National Commander of the American Legion to Address a Joint Session of the 117th General Assembly on May 28, 1953, at 2:00 P. M., Daylight Saving Time, if the General Assembly is Still in Session," and on motion by Mrs. Vera G. Davis was adopted and returned to the Senate.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: HB 134, by Revised Statutes; SB 189 (on its merits), by Public Highways.

HB 20 was stricken on request of Mr. Keller.

On motion of Mr. Hamilton, seconded by Mr. Battersby, HB 170 was restored to the calendar after a roll call requested by Mr. West, the roll call revealed:

Yeas—Messrs. Battersby, Blendt, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—Mr. Bostick—1.

Not Voting—Mr. Donovan—1.

Absent—Messrs. R. A. Davis, Dickinson, Pyott—3.

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

HB 434—"An Act Proposing Amendments to Sections 22 and 23 of Article III of the Constitution of the State of Delaware Relating to Prothonotaries, Registers in Chancery and Clerks of the Orphans' Court," by V. G. Davis; to Judiciary and Crime.

HB 435—"An Act Proposing Certain Amendments to Article IV of the Constitution of the State of Delaware, Relating to the Judiciary," by V. G. Davis; to Judiciary and Crime.

HB 436—"An Act Proposing an Amendment to Section 27 of Article IV of the Constitution of the State of Delaware Relating to the Appointment of Clerks of the Supreme Court, Superior Court and Orphans' Court and Court of Chancery," by V. G. Davis; to Judiciary and Crime.

HB 437—"An Act to Amend Chapters 1, 3, 5 and 19 of Title 10, Delaware Code of 1953, Relating to the Supreme Court, Court of Chancery and Superior Court," by V. G. Davis; to Judiciary and Crime.

HB 438—"An Act Amending Chapter 3, Title 28, Delaware Code of 1953, Relating to the Tax on Pari-Mutuel and Totalizator Pools and Providing An Additional One Per Cent Tax to be Used for the Support of Volunteer Fire Companies," by Speicher; to Revenue and Taxation.

HB 439—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Branch Offices of Banks and Trust Companies, by Providing That Uniform Requirements for the Opening of a Branch Office Shall Apply to All Banks and Trust Companies; Requiring That Applications for the Opening of a Branch Office Shall State the Exact Location of the Intended Branch and the Necessity for Its Opening; Limiting the Period of Validity of a Certificate of the State Bank Commissioner Permitting the Opening of a Branch Office," by Hamilton; to Insurance and Banking.

HB 440—"An Act to Amend Chapter 3, Title 5, Delaware Code of 1953, Relating to the Bank Advisory Board by Increasing the Mileage Reimbursement Provided for Members of the Bank Advisory Board," by Hamilton; to Insurance and Banking.

On motion of Mrs. Vera G. Davis, the House adjourned until 1:00 P. M., April 27th, 1953.

64TH LEGISLATIVE DAY

House met pursuant to adjournment at 1:00 P. M., E. S. T., on April 27th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Mr. Speaker (Jones)—33.

Members absent—Messrs. Bostick, Wheatley—2.

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

Mrs. Vera G. Davis introduced the following resolution which on further motion by her was adopted: **HR 69**—"In Reference to the Removal of a Certain Officer and the Election of a Certain Officer of the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED, by the House of Representatives of the 117th General Assembly of the State of Delaware that the said House remove from office the following officer, effective April 24, 1953, at the close of the sixty-third legislative day:

Chaplain Rev. C. W. Reid

BE IT FURTHER RESOLVED, by the House of Representatives of the 117th General Assembly of the State of Delaware that the following officer of the 117th General Assembly of the State of Delaware be elected to serve in the office appearing opposite his name for all that part of the 117th Session of the General Assembly of the State of Delaware, starting with April 27, 1953, the sixty-fourth legislative day, at the pleasure of the House of Representatives:

Chaplain Rev. Paul Taggart

Mr. Tucker introduced the following resolution which on further motion by him was adopted: **HR 70**—"Relative to the Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the sum of One Thousand Three Hundred and Sixty-three Dollars and Twenty Cents (\$1,363.20) is hereby appropriated out of the moneys of the State Treasury, not otherwise appropriated, for the payment to the Delaware State News, Inc., of Dover, Delaware, the lowest and responsible bidder, for collecting data, compiling, editing and publishing the daily calendar for the House of Representatives of the State of Delaware, for April 20, 1953 up to and including April 24, 1953, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with this Session.

Reverend Father Paul Taggart was administered the Employees' Oath as Chaplain of the House by Mr. Speaker.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 52** (on its merits), **HB 372** (on its merits), by Revised Statutes; **SB 236**, by Elections.

The Speaker announced he was about to sign: **SCR 21**, **SCR 23**, **SB 216**, **SB 220**, **SB 203**, **SB 246**, **SB 301**.

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

HB 441—"An Act Amending Chapter 19, Title 7, Delaware Code of 1953, Relating to the Delaware Commission of Shell Fisheries, by Repealing the Section Limiting Authority of the Commission Over Crabs and Crab Meat," by Mitchell; to Fish, Oysters and Game.

HB 442—"An Act to Amend Chapter 5, Title 4, Delaware Code of 1953 Relating to Alcoholic Liquors," by Jones (by request); to Revenue and Taxation.

HB 443—"An Act Authorizing the Board of Soil District Supervisors of the Soil Conservation District of Kent County to Certify That Certain Moneys Already Received or Hereinafter Received, for Construction of a Ditch Known as the South Herring Branch Ditch, Located East of Dover, Delaware, Have Been Collected in Accordance With the Requirements of House Bill No. 71, Passed by the 117th General Assembly, When and If Said Ditch Becomes a Legal Tax Ditch," by Pyott and Blendt; to Accounts.

HB 444—"An Act to Amend Chapter 51, Title 30, Delaware Code of 1953, Relating to Motor Fuel Tax," by Sapp (by request); to Revenue and Taxation.

HB 445—"An Act Amending Chapter 83, Title 9, Delaware Code of 1953, Relating to County Boards of Assessment and Providing for Appeals to the Superior Court," by Hamilton (by request); to Revised Statutes.

HB 446—"An Act Amending Chapter 121, Volume 28, Laws of Delaware, Relating to the Board of Assessment of the City of Wilmington, by Providing for Appeals from Said Board to the Superior Court," by Hamilton (by request); to Revised Statutes.

HB 447—"An Act to Amend Chapter 21, Title 21, Delaware Code of 1953, Relating to Registration of Vehicles," by Hicks; to Revenue and Taxation.

HB 448—"An Act to Amend Chapter 29, Title 30, Delaware Code of 1953, Relating to Merchants' License Tax," by Hicks; to Revenue and Taxation.

HB 449—"An Act to Amend Chapter 53, Title 30, Delaware Code of 1953, Relating to Cigar and Cigarette Tax," by Campbell; to Revenue and Taxation.

HB 450—"An Act to Amend Chapter 27, Title 21, Delaware Code of 1953, Relating to Driver's License," by Campbell; to Revenue and Taxation.

HB 451—"An Act to Amend Chapter 3, Title 28, Delaware Code of 1953, Relating to Horse Racing," by Press; to Revenue and Taxation.

HB 452—"An Act Amending Chapter 9, Title 10, Delaware Code of 1953, Entitled "Family Court for New Castle County", by Granting Additional Jurisdiction to the Court Over Certain Offenses Involving Families and Children; Contempt for Evading Jurisdiction of Court; Granting Authority to Judges to Determine Expenses of Employees of the Court," by Jones; to Judiciary and Crime.

On motion of Mrs. Vera G. Davis, the House adjourned until 1:00 P. M., April 28th, 1953.

65TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:25 P. M., E. S. T., April 28th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Member absent—Mr. C. Davis—1.

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

GOVERNOR'S MESSAGES

April 27, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have appointed the following person to be a member of the State Forestry Commission for a term of eight years, said term to expire on May 2, 1961:

Mr. U. Lee Harman, Marydel, Delaware.

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

April 27, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware
Gentlemen:

I respectfully advise you that I have appointed the following persons to be members of the Delaware Commission for the Feeble-Minded for a term of four years, said term to expire on May 2, 1957:

Mr. Clyde M. Spargo, Weldin Road, Wilmington, Delaware.
Mr. Harold W. T. Purnell, Georgetown, Delaware.
Mr. William J. Storey, Dover, Delaware.

Respectfully submitted,

J. CALEB BOGGS
Governor of the State of Delaware

April 27, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware
Gentlemen:

I respectfully advise you that I have appointed the following persons to be members of the Delaware State Hospital Board for a term of three years, said term to expire on April 26, 1956:

Mr. Leland Lyon, Wilmington, Delaware.
Dr. James Beebe, Sr., Lewes, Delaware.
Mr. George M. Fisher, Sr., Wyoming, Delaware.

Respectfully submitted,

J. CALEB BOGGS
Governor of the State of Delaware

April 28, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware
Gentlemen:

I am pleased to advise you that on the date indicated I have signed the following bills and resolutions:

April 28, 1953—SB 124
April 28, 1953—SB 203
April 28, 1953—SB 216
April 28, 1953—SB 301
April 28, 1953—SCR 19
April 28, 1953—SCR 21
April 28, 1953—SCR 23

Respectfully submitted,

J. CALEB BOGGS
Governor of the State of Delaware

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 427**, **HB 432**, by Public Health; **HB 218** (on its merits), **HB 391**, by Appropriations; **HB 385**, by Elections; **HB 49** (on its merits), by Revised Statutes.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 31**, by Hudson; **HB 33**, by Hicks; **HB 253**, by Maclary.

Request that the following be recommitted was granted to member as follows: **HB 379**, by Lester.

Mr. Tucker introduced the following resolution which on further motion by him was adopted: **HR 71**—"Authorizing the Payment for Furnishing of Rule Books to the House of Representatives."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly, that the sum of Three Hundred and Forty-three Dollars and Ninety Cents (\$343.90) is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, for the payment to Delaware State News, Inc., Dover, Delaware, the lowest and responsible bidder for the furnishing of supplies in accordance with House Resolution No. 12, said supplies having been delivered to the House of Representatives and being necessary for the efficient business of the present Session, said supplies being itemized as follows:

500 copies of Rule Books	\$163.90
60 copies each gold stamped with individual stamps	180.00

The following substitute bills with titles the same as the original bills (unless otherwise indicated) were introduced, given first and second readings by title only, and referred to committees as follows:

HS 1 for HB 351—"An Act Amending Chapter 21, Title 31, Delaware Code of 1953 Entitled "Delaware Commission for the Blind", Providing for Registration to Solicit Public Donations for the Benefit of the Blind; Violations," by Jones; to Revised Statutes.

HS 1 for HB 230—"An Act Making Appropriations for the Expenses of the State Government for Each of the Two Fiscal Years Ending June 30, 1954 and June 30, 1955," by Maclary; to Appropriations.

HS 1 for HB 379—"An Act to Amend Title 19, Delaware Code of 1953, Entitled "Labor" by Providing for a Department of Labor, Outlining Its Powers and Duties; Abolishing the Labor Commission of Delaware, and Appropriating Funds," by Lester; to Labor.

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

HB 453—"An Act to Amend the Charter of the City of Dover, Chapter 158, Volume 36, Laws of Delaware, by Ex-

tending the Boundaries Thereof," by V. G. Davis; to Municipal Corporations.

HB 454—"An Act to Amend the Charter of the City of Dover, Chapter 158, Volume 36, Laws of Delaware, by Revising the Provisions for the Conduct of Municipal Elections and the Qualifications of Voters, the Provisions for the Pay of the Mayor and Members of Council; by Authorizing the Extension of the Sewer System Outside the City Limits and the Imposition of Sewer Rents; and by Revising the Provisions for Borrowing Money for Municipal Purposes," by Pyott and V. G. Davis; to Municipal Corporations.

HB 455—"An Act Appropriating Certain Moneys to the Public Archives Commission of This State to Defray the Expenses of the Issuance of Publications in Connection With the Commission's 50th Anniversary," by V. G. Davis; to Appropriations.

HB 456—"An Act to Amend Chapter 94, Title 9, Delaware Code of 1953 Relating to Clerks of the Peace; Compensation," by Jones; to Revised Statutes.

HB 457—"An Act to Amend Chapter 96, Title 9, Delaware Code of 1953, Relating to Recorders; Compensation," by Jones; to Revised Statutes.

HB 458—"An Act to Amend Chapter 25, Title 25, Title 10, Delaware Code of 1953, Relating to Register in Chancery and Clerk of the Orphans' Court; Compensation," by Jones; to Revised Statutes.

HB 459—"An Act to Amend Chapter 51, Title 3, Delaware Code of 1953, Relating to Delaware State Apple Commission; Powers and Duties of the Commission," by Maclary; to Agriculture.

HB 460—"An Act to Amend Chapters 51 and 53, Title 3, Delaware Code of 1953, Relating to Delaware State Apple Commission and Tax Upon Apples; Appropriations; Expenditures; Unexpended Appropriations; Payment of Tax; Reports of Commission," by Maclary; to Revenue and Taxation.

HB 461—"An Act to Amend Part 1, Title 19, Delaware Code of 1953, Relating to General Provisions Concerning Labor Day by Creating the Industrial Commission for Safety and Providing for the Establishment of Standards in the Interest of the Welfare of Employees and the Public," by Shockley (by request); to Labor.

HB 462—"An Act to Amend the Delaware Code of 1953, in Relation to Occupational Licenses," by R. A. Davis; to Revenue and Taxation.

HB 463—"An Act to Authorize the Board of School Trustees of Milton School District to Apply Certain Funds Raised by School Taxation for the Purpose of Making Additions and Alterations to the Milton School," by Campbell; to Appropriations.

HB 464—"An Act to Amend Chapter 21, Title 10, Delaware Code of 1953, Relating to Sheriff; Compensation," by Hicks; to Revised Statutes.

HB 465—"An Act Proposing an Amendment to Section 17 of Article II of the Constitution of the State of Delaware Relating to Lotteries," by Battersby; to Revised Statutes.

HB 466—"An Act to Amend Chapter 3, Title 11, Delaware Code of 1953, by Defining "Disorderly Conduct" and Providing for Arrest Without Warrant," by Hudson and Blendt; to Judiciary and Crime.

HB 467—"An Act Amending Chapter 65, Title 29, Delaware Code of 1953, Relating to Budget and Fiscal Regulations for State Agencies, by Restricting the Commitments of Agencies to Their Appropriations," by Speicher; to Appropriations.

HB 468—"An Act Amending Chapter 71, Title 3, Delaware Code of 1953, Relating to Animal Health, by Prohibiting the Feeding of Uncooked Garbage to Hogs by Commercial Garbage Collectors," by Donovan; to Public Health.

On motion of Mrs. Vera G. Davis, **HB 63**—"An Act to Amend Chapter 3, Title 4, of the Delaware Code of 1953, Relating to Delaware Liquor Commission Continuation; Increasing the Number of the Commissioners to Three Members; Appointments; Terms; Qualifications; Salaries; Reappointment," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mrs. Davis introduced **HA 1**, which was read and on her further motion, action was deferred.

On motion of Mr. Maclary, **HB 122**—"An Act Appropriating Certain Moneys to the New Castle County Airport Commission in Payment for Rental and Facilities Furnished to the Delaware National Guard," was taken up for consideration, having been previously read a third time by title and enacting clause, in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Quigley, Scott, Shockley—13.

Not Voting—None.

Voting Present—Mr. Rowan—1.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. R. A. Davis, **HB 236**—"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," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion by Mr. R. A. Davis, action was deferred.

On motion of Mr. Hamilton, **HB 242**—"An Act to Amend Chapter 15, Title 30, Delaware Code of 1953, Relating to Receipt for Payment of Estate Tax," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 243**—"An Act to Amend Chapter 13, Title 30, Delaware Code of 1953, Relating to Receipt for Payment of Inheritance Tax," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 245**—"An Act to Amend Chapter 11, Title 30, Delaware Code of 1953, in Relation to Assessment of Additional Income Taxes and Refunds of Income Taxes," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mrs. Vera G. Davis, **HB 247**—"An Act to Amend Chapter 21, Title 25, Delaware Code of 1953, Concerning the Release of Part of Mortgaged Premises by Changing the Effective Date of Such Release," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—31.

Nays—Mr. Marvel—1.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Tucker, **HB 269**—"An Act Combining Brandywine and Edgewood Sanatoria Under One Name and One Administration, and Amending Chapter 1, Title 16, Delaware Code of 1953, Relating to Health and Safety so as to Conform to Said Change," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Rowan, Sapp, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—22.

Nays—Messrs. Blendt, Bostick, Dickinson, Donovan, Hoey, Hughes, Livingston, Marvel, Quigley, Scott—10.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 289**—"An Act to Amend Chapter 31, Title 20, Delaware Code of 1953, Relating to Civil Defense; Definitions," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mrs. Vera G. Davis, **HB 296**—"An Act to Amend Title 29, Delaware Code of 1953, Entitled "State Government" in Respect to the Printing of Session Laws," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Moore, **HB 316**—"An Act to Provide the State Highway Department With Funds to Pay the Damages of Certain Residents of New Castle County as a Result of Flooding of Lands Caused by the Construction of a Tide-water Gate Near "River Road", New Castle County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—31.

Nays—None.

Not Voting—Mr. Rowan—1.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Jones, **HB 353**—"An Act to Amend Title 9, Delaware Code of 1953, Entitled "Counties" in Regard to Indigent Sick of New Castle County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Dickinson, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Wheatley, Madam Speaker—26.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Donovan, Hughes, Livingston, Prettyman, Rowan, Tucker, West—9.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Pyott, **HB 360**—"An Act Authorizing the State Treasurer to Transfer Certain Balances in the Accounts of Former State Treasurer Willard D. Boyce to the General Fund of the State of Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Rowan, Scott, Shockley, Tucker, Wheatley, Madam Speaker—27.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Jones, Marvel, Prettyman, Quigley, Sapp, Speicher, West—8.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Hudson, **HB 370**—"An Act Appropriating Certain Moneys to the State Highway Department for the Repair of a Dam at Blair's Pond, Near Milford, Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Moore, Press, Pyott, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Bostick, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Rowan, Scott, Shockley—11.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, Quigley, Sapp, Speicher, West—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Speicher, **HB 372**—"An Act Amending Chapter 27, Title 10, Delaware Code of 1953, Providing for an Additional Constable in Sussex County to be Appointed by the Governor," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Jones, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Tucker, Wheatley, Madam Speaker—15.

Nays—Messrs. Blendt, Dickinson, Hicks, Hoey, Livingston, Lowe, Marvel, Moore, Quigley, Scott, Shockley, Speicher—12.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Donovan, Hudson, Hughes, Prettyman, Rowan, West—8.

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

Messrs. Hicks and Speicher changed their vote from yea to nay for the purpose of restoration.

Mrs. Davis occupied the Chair as Speaker during the action on this bill.

On motion of Mr. Sapp, **HB 375**—"An Act to Amend Chapter 9, Title 28, Delaware Code of 1953, Relating to Miscellaneous Provisions Concerning Sports and Amusements; Regulation of Public Entertainment on Sundays," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Marvel, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Wheatley, Mr. Speaker—27.

Nays—Mr. Tucker—1.

Not Voting—Messrs. Blendt, Donovan, Maclary, Mitchell—4.

Absent—Messrs. C. Davis, Prettyman, West—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Sapp, **SB 42**—"An Act to Amend Title 21, Delaware Code of 1953 in Respect to Motor Vehicles by Providing for the Length of Buses," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, West—3.

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

On motion of Mr. Maclary, **SB 181**—"An Act to Amend Title 31, Delaware Code of 1953, Entitled "Welfare" by Changing the Residence Requirement and Increasing the Maximum Amount of Assistance Payable Under the Aid to the Blind Program, and Appropriating Funds," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Dickinson, Hamilton, Hicks, Hoey, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore,

Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Madam Speaker—29.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Donovan, Hughes, Prettyman, West—6.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Maclary, SB 230 with SA 1—"An Act Making a Deficiency Appropriation to the Industrial Accident Board for the Fiscal Year Ending June 30, 1953," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Dickinson, Hamilton, Hoey, Hudson, Jones, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Madam Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Donovan, Hicks, Hughes, Prettyman, West—7.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Battersby, SB 245—"An Act to Amend Title 12, Delaware Code of 1953, Entitled "Decedents' Estates, Etc.," by Providing a Method for the Conveyance of Certain Escheated Real Property to Qualified and Authorized Corporations," was taken up for consideration read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Hughes, Keller, Lester, Livingston, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—27.

Nays—Messrs. Dickinson, Donovan, Hoey, Marvel—4.

Not Voting—None.

Absent—Messrs. C. Davis, Lowe, Prettyman, West—4.

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

On motion of Mr. Battersby, SB 247—"An Act to Amend Title 27, Delaware Code of 1953, Relating to "Religion" by Establishing a Procedure for the Formation of Methodist Church Corporations by and Through the Methodist Conference and Requiring the Insertion of Trust Clauses in Conveyances of Real Property to Such Corporations; Establishing Legal Status of Other Lands," was taken up for consideration and read a third time by paragraphs in order to pass the House, and on further motion by Mr. Battersby, action was deferred.

On motion of Mrs. Vera G. Davis, the House adjourned until 11:00 A. M., April 28th, 1953.

66TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:40 P. M., E. S. T., on April 29th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Member absent—Mr. C. Davis—1.

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

The Secretary of the Senate informed the House that the Senate had concurred in **HB 41**, **HB 110** with **SA 1**, also that **HB 125** and **HB 193** with **HA 1** were defeated, and that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 31—"An Act to Appropriate the Sum of Three Hundred Forty-two Dollars and Eighty Cents (\$342.80) as an Allowance to the Honorable Harry M. Deputy, a Member of the One Hundred and First General Assembly of the State of Delaware, for Expenses Connected with Said Session," to Claims.

SB 128—"An Act Appropriating Certain Monies to Jean L. Newton in Payment of a Claim to Said Jean L. Newton Against the State of Delaware," to Claims.

SB 154—"An Act to Appropriate Money to Raymond J. Long, a Resident of the Said State of Delaware and a Veteran of World War II for Military Service Bonus," to Claims.

SB 157—"An Act to Appropriate Money to George H. Kern, a Former Resident of the State of Delaware and a Veteran of World War II, for Military Service Bonus," to Claims.

SB 162—"An Act Appropriating Money to the University of Delaware for the Erection of a Bay-Side Research Laboratory," to Appropriations.

SB 257—"An Act Requiring Communists and Members of Communist Front Organizations to Register, Providing for the Enforcement of the Act and Setting Forth Criminal Penalties for Violation Thereof," to Judiciary and Crime.

On motion by Mr. Speicher, seconded by Mr. Hicks, **HB 372** was restored to the calendar.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 434**, **HB 435**, **HB 436**, **HB 437**, **HB 452**, by Judiciary and Crime; **HS 1** for **HB 379**, by Labor.

Mr. Sapp introduced the following resolution which on further motion by him was adopted: **HR 72**—"Relative to the Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the sum of One Thousand Four Hundred and Forty Dollars (\$1,440.00) is hereby appropriated out of the moneys of the State Treasury, not otherwise appropriated, for the payment to the Delaware State News, Inc., of Dover, Delaware, the lowest and responsible bidder, for collecting data, compiling, editing and publishing the daily calendar for the House of Representatives of the State of Delaware, for April 27, 1953 up to and including May 1, 1953, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with this Session.

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

HB 469—"An Act to Require Every Vehicle Operating on Any Railroad Track in the State of Delaware, Whether Propelled by Motor, Hand or Foot Power, to be Equipped With a Head Light of Certain Specifications," by Marvel; to Private Corporations.

HB 470—"An Act Amending Chapter 55, Title 29, Delaware Code of 1953, Relating to the Employment of Pension Beneficiaries by the State," by Jones; to Revised Statutes.

HB 471—"An Act to Amend Title 16, Delaware Code of 1953, Entitled "Health and Safety" by Granting the State Board of Health the Power to Control Surface Drainage Problems Which Affect Public Health and the Power to

Make and Execute Orders Necessary to Protect the Public Health," by Jones; to Public Health.

HB 472—"An Act Appropriating Certain Moneys to the State Board of Education for the Purpose of Erecting a Fence at the Hartly Public School at Hartly, Delaware," by R. A. Davis; to Education.

HB 473—"An Act Amending Chapter 1, Title 3, Delaware Code of 1953, Entitled "State Board of Agriculture", by Providing for the Licensing of Testers of Grain for Moisture," by Blendt and Hudson; to Education.

HB 474—"An Act to Amend Title 25, Delaware Code of 1953, by Providing for Damages in Civil Suits for Willful Timber Trespass," by Sapp (by request); to Judiciary and Crime.

On motion of Mr. Sapp, **HB 198**, was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

(NOTE—Because of author's error complete title for **HB 198** will be found on an errata sheet immediately preceding Index.)

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Rowan, Scott, Shockley, West—15.

Not Voting—None.

Absent—Messrs. C. Davis, Quigley—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hicks, **HB 204**—"An Act Amending Chapter 19, Title 9, Delaware Code of 1953, Relating to the Appointment of County Police by the Levy Court of New Castle County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Rowan, Sapp, Scott, Shockley, Tucker, West, Wheatley, Mr. Speaker—29.

Nays—None.

Not Voting—None.

Voting Present—Mr. Campbell—1.

Absent—Messrs. Blendt, C. Davis, Prettyman, Quigley, Speicher—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Pyott, **HB 348**—"An Act Appropriating Certain Moneys to Ann B. Cleaves for Additional Salary to Which She Was Entitled to be Paid as a Nurse at the Caesar Rodney Schools," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Rowan, Sapp, Scott, Shockley, Tucker, West, Wheatley, Mr. Speaker—31.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Prettyman, Quigley, Speicher—4.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Dickinson, **HB 381**—"An Act to appropriate Certain Monies to Ellen Johns in Payment of the Claim of Said Ellen Johns Against the State of Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Sapp, Scott, Shockley, Tucker, West, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Quigley, Speicher—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Maclary, **HB 391**—"An Act Appropriating Certain Monies to the Adjutant General of the State of Delaware for Use in Completion of Armories at Dagsboro

and Seaford Now Under Construction," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—33.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis and Quigley—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mrs. Vera G. Davis, HB 403—"An Act to Amend Subchapter 1, Chapter 55, Title 29, Delaware Code of 1953, Relating to State Employees' Pension Plan by Providing that Persons Making a Voluntary Severance of Employment After Twenty-five Years of Total Service May Become Eligible for a Pension," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion by Mrs. Davis, action was deferred.

On motion of Mrs. Vera G. Davis, the House adjourned until 10:00 A. M., April 30th, 1953.

67TH LEGISLATIVE DAY

House met pursuant to adjournment at 10:35 A. M., E. S. T., on April 30, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—35.

Members absent—None.

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

GOVERNOR'S MESSAGE

April 30, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have made the following appointments:

Frank R. Grier, Kings Highway, Milford, Delaware—to be a member of the State Highway Department for a term of six years, said term to expire May 1, 1959.

Hugh Sharp, Jr., Wilmington, Delaware—to be a member of the State Highway Department for a term of four years, said term to expire May 1, 1957.

Respectfully submitted,

J. CALEB BOGGS
Governor of the State of Delaware

The Speaker announced he is about to sign: **HB 41.**

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 443, SB 178**, by Accounts.

HB 191, upon request by Mrs. Vera G. Davis, was stricken from the calendar.

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

HB 475—"An Act to Amend Chapter 7, Title 7, of the Delaware Code of 1953, Relating to Regulations and Prohibitions Concerning Game and Fish; Open Season for Game; Prohibition Against Hunting While Snow on Ground; Exception; Penalty; Protection of Deer; Violations; Penalties," by Rowan; to Revised Statutes.

HB 476—"An Act Making an Appropriation to Delaware Commission for the Feeble-Minded to Provide for a New Hospital Building With Equipment and to Renovate the Present Infirmary," by Wheatley; to Appropriations.

HB 477—"An Act to Appropriate Certain Monies to the Board of School Trustees of Millsboro School No. 23 for the Purpose of Raising the Chimney of the School Building," by West; to Public Buildings and Highways.

HB 478—"An Act to Amend Chapter 49, Title 10, Delaware Code of 1953, Relating to Executions; Exemption and Attachment of Wages," by Maclary; to Revised Statutes.

HB 479—"An Act to Amend Chapter 83, Title 9, Delaware Code of 1953, Relating to Annual Assessment of Assessable Property and Persons by Boards of Assessment," by Battersby; to Revised Statutes.

HB 480—"An Act to Appropriate Funds to the State Board of Trustees of the Delaware State Hospital at Farnhurst for Repairs, Improvements and Equipment for the Governor Bacon Health Center," by Lester; to Appropriations.

HB 481—"An Act to Amend Chapter 140, Volume 48, Laws of Delaware, by Permitting Certain Funds to be Used for Additions to the Department of Public Welfare Facilities in Kent County," by R. A. Davis; to Appropriations.

HB 482—"An Act to Appropriate Funds to the Board of Welfare for the Acquisition of Land for the Construction and Equipment of a Building in Georgetown," by Speicher; to Appropriations.

HB 483—"An Act Making an Appropriation to the Board of Welfare in Order to Make Certain Capital Improvements at the State Welfare Home," by Pyott; to Appropriations.

HB 484—"An Act Appropriating Certain Moneys to the State Highway Department to be Used to Defray the Expenses of the Maintenance and Operation of Motor Vehicles and Equipment Used by the "Rescue Squad" of Certain Volunteer Fire Companies," by Quigley and Jones; to Appropriations.

HB 485—"An Act to Make an Appropriation for a Complete Engineering Survey of the Physical Facilities of the Delaware Commission for the Feeble-minded," by Wheatley; to Appropriations.

The following substitute bill with title the same as the original bill (unless otherwise indicated) was introduced, given first and second readings by title only, and referred to committee as follows:

HS 1 for HB 257—"An Act Amending Part IV, Title 11, Delaware Code of 1953, Pertaining to Prisons and Prisoners, Creating a State Board of Corrections Having Responsibility for the Care, Supervision and Administration of Prisons, Correctional Facilities and Prisoners in Lieu of County Boards and Officers and the Transfer of Property and Prisoners to the State," by Sapp (by request); to Revised Statutes.

On motion of Mr. Wheatley, **HB 48**—"An Act to Amend Title 19, Delaware Code of 1953, Relating to Unemployment Compensation by Defining "Work" and Changing Disqualifications for Benefits," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Scott, Shockley, West—17.

Not Voting—None.

Absent—None.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Pyott, **HB 49**—"An Act to Amend Title 19, Delaware Code of 1953, Relating to Unemployment Compensation by Amending Section 3302 and Adding Sections Providing for Order of Crediting Payments and for Jeopardy Assessments," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Moore, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—19.

Nays—None.

Not Voting—None.

Voting Present—Messrs. Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Prettyman, Quigley, Rowan, West—13.

Absent—Messrs. Blendt, Scott, Shockley—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Lester, **HB 50**—"An Act to Amend Title 19, Delaware Code of 1953, Relating to Unemployment Compensation in Regard to Variations from the Standard Tax Rate," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—None.

Not Voting—None.

Voting Present—Messrs. Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, West—14.

Absent—Messrs. Blendt, Scott, Shockley—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Press, **HB 52**—"An Act to Amend Title 19, The Delaware Code of 1953, Relating to Unemployment Compensation by Increasing Benefits," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—None.

Not Voting—None.

Voting Present—Messrs. Bostick, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, West—13.

Absent—Messrs. Blendt, C. Davis, Scott, Shockley—4.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 291**—"An Act Making an Appropriation to the Department of Civil Defense for the Purpose of Purchasing and Acquiring Extensive Civil Defense Equipment," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Mr. R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Tucker, Wheatley, Mr. Speaker—14.

Nays—Messrs. Battersby, Bostick, Campbell, Sapp, Shockley, Speicher—6.

Voting Present—Messrs. C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Moore, Quigley, Rowan, Scott—10.

Not Voting—None.

Absent—Messrs. Blendt, Lowe, Marvel, Prettyman, West—5.

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

Messrs. Battersby and Campbell changed their vote from yea to nay for purpose of restoration.

On motion of Mr. Hamilton, **HB 326**—"An Act to Amend Chapter 21, Title 5, Delaware Code of 1953, Relating to Small Loans by Increasing from Twenty-five Dollars (\$25.00) to Fifty Dollars (\$50.00) the Registration Fee Required of an Applicant for a Certificate of Registration to Transact the Business of Making Small Loans or of Loaning Money," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, C. Davis, Livingston, Moore, Prettyman, Quigley, Rowan, Shockley—8.

Not Voting—None.

Absent—Messrs. Bostick, Dickinson; Donovan, Hoey, Hughes, Lowe, Marvel, Scott, West—9.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 327**—"An Act to Amend Chapter 1, Title 5, Delaware Code of 1953, Relating to the State Bank Commissioner by Increasing the Fees for Examinations Made by the State Bank Commissioner," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Prettyman, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—20.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Quigley, Rowan, Scott, Shockley, West—15.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 330**—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Banks and Trust Companies by Reducing the Minimum Par Value of Capital Stock of a Bank Organized Under Title 5, Chapter 7, from Twenty-five Dollars (\$25.00) to Ten Dollars (\$10.00)," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Scott, Shockley, West—17.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 331**—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Banks and Trust Companies by Changing the Lower Limit to Which Par Value of the Stock of a Bank or Trust Company May be Reduced by Amendment of Its Charter or Certificate of Incorporation from \$25 to \$10," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Scott, Shockley, West—17.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 1st, 1953.

68TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:45 P. M., E. S. T., May 1st, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hudson, Keller, Maclary, Mitchell, Moore, Press, Pyott, Sapp, Wheatley, Mr. Speaker (Jones)—15.

Members absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hicks, Hoey, Hughes, Lester, Livingston, Lowe, Marvel, Prettyman, Quigley, Rowan, Scott, Shockley, Speicher, Tucker, West—20.

There being no quorum present, Mrs. Vera G. Davis moved to recess to the call of the Chair, at 12:47 P. M., E. S. T.

Mr. Speaker called the House to order at 1:45 P. M., E. S. T., and the second Roll Call showed the following:

Members present—Messrs. Battersby, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan,

Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Wheatley, Mr. Speaker (Jones)—27.

Members absent—Messrs. Blendt, C. Davis, Hughes, Livingston, Prettyman, Speicher, Tucker, West—8.

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

The Secretary of the Senate informed the House that the Senate had concurred in **HCR 20**.

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval the following: **HB 41**.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 145** (on its merits), **HB 238**, **HB 302**, **HB 307**, **HB 317**, **HB 325**, **HB 336**, **HB 346**, **HB 363**, **HB 364**, **HB 369**, **HB 371**, **HB 384**, **HB 408**, **HB 419**, **HB 420**, **HB 421**, **HB 422**, **HB 455**, **SB 115**, **SB 116**, **SB 117**, **SB 130**, **SB 231**, **SB 255**, **SB 275**, by Appropriations; **HB 468**, **HB 471**, by Public Health; **HB 466**, **HB 474**, **SB 257**, by Judiciary and Crime; **HB 43**, by Public Highways; **HB 332**, **HB 404**, **HB 439**, **HB 440**, by Insurance and Banking; **HB 423**, **SB 31**, **SB 128**, **SB 154**, **SB 157**, by Claims; **HB 429**, by Private Corporations; **HB 91** (on its merits), by Temperance; **HB 283** (on its merits), **HB 284** (on its merits), **HB 285** (on its merits) **HB 294**, **HB 300**, **HB 337**, **HB 361**, **HB 362** (on its merits) **HB 400**, **HB 414**, **SB 192**, by Revised Statutes.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 95**, by Hudson; **HB 318**, by Hamilton.

The Speaker announced he was about to sign: **SB 42**, **SB 181**, **SB 230** with **SA 1**, **SB 245**.

On motion of Mr. Campbell, seconded by Mr. Battersby, **HB 291** was restored to the calendar.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills and resolution, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SJR 3—"Providing for the Transmittal to the Court of Common Pleas for New Castle County Copies of Certain Judicial Reports," to Judiciary and Crime.

SB 278—"An Act to Appropriate Funds to the State Board of Education for the Maintenance and Improvement of School Buildings of the State of Delaware," to Appropriations.

SB 295—"An Act to Amend Title 11, Delaware Code of 1953, Entitled "Crimes and Criminal Procedure" by Impos-

ing Lashes as a Momentary Punishment in Cases of Rape," to Judiciary and Crime.

SB 331—"An Act Requiring the State Highway Department to Erect a "Trip and Stop" Light at the Intersection of U. S. Route 13 and Delaware Route 32 Near the Town of Canterbury," to Public Highways.

SB 345—"An Act Making a Deficiency Appropriation to Blades School District No. 172 at Blades, Delaware," to Appropriations.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 267—"An Act to Appropriate Money to James H. Mullen, a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," to Claims.

SB 287—"An Act to Appropriate the Sum of Five Thousand Dollars (\$5,00.00) to the State Board of Agriculture to be Used in Connection with the Grading and Inspection of Farm Produce by Licensed Federal-State Inspectors," to Appropriations.

SB 288—"An Act to Authorize the Disposal of Certain Books Belonging to the State of Delaware," to Miscellaneous.

SB 290—"An Act Creating a State Employees' Pension Study Commission; Authorizing the Governor to Make Appointments Thereto; Providing for a Study to be Made Thereby and a Report to be Made to the 118th General Assembly; and Making An Appropriation of Ten Thousand Dollars (\$10,000.00) for Said Purposes," to Appropriations.

SB 314—"An Act Making a Supplementary and Deficiency Appropriation to the Delaware Liquor Commission in the Sum of Two Thousand Dollars," to Appropriations.

SB 302—"An Act Appropriating Certain Money to the University of Delaware for the Purpose of Establishing Scholarships at the University of Delaware; Providing for the Appointment of a Scholarship Committee and Providing That the Scholarships be Awarded to Students Desirous of Entering the Teaching Profession," to Education.

SB 272—"An Act to Appropriate Funds to the Delaware Geological Commission for Use in Connection With Work of the Delaware Geological Survey," to Appropriations.

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

HB 486—"An Act to Amend Chapter 93, Title 9, Delaware Code of 1953, Relating to County Comptrollers; Compensation," by Hamilton; to Revised Statutes.

HB 487—"An Act to Amend Chapter 1, Title 5, Delaware Code of 1953, Relating to the State Bank Commissioner by Relieving the State Bank Commissioner of His Authority to

Report an Insufficient Proportion of Assets in Cash or Readily Convertible Securities in Any Bank or Trust Company to the Governor and to the President of the Delaware Bankers Association," by Hamilton; to Insurance and Banking.

HB 488—"An Act to Amend Chapter 7, Title 19, Delaware Code of 1953, Relating to "Employment Practices" by Requiring a More Equitable Payment of Wages for Services Rendered by Railroad Employees," by Shockley (by request); to Labor.

HB 489—"An Act Amending Chapter 23, Title 31, Delaware Code of 1953, Entitled "Aid to the Blind", by Defining Assistance to be Given to Totally Blind Persons," by V. G. Davis; to Revised Statutes.

HB 490—"An Act Appropriating Funds to the State Board of Trustees of the Delaware State Hospital at Farnhurst for Capital Improvements to the Sewerage, Electric and Water Facilities at the State Hospital," by V. G. Davis and Quigley; to Appropriations.

HB 491—"An Act to Appropriate Funds to the State Board of Trustees of the Delaware State Hospital at Farnhurst for the Remodeling of the Main Building and for Equipment at the State Hospital," by V. G. Davis and Quigley; to Appropriations.

HB 492—"An Act Appropriating Funds to the State Board of Trustees of the Delaware State Hospital at Farnhurst for the Erection of Employees Apartments at the State Hospital," by V. G. Davis and Quigley; to Appropriations.

HB 493—"An Act Appropriating Certain Moneys to the Delaware Commission of Shell Fisheries for the Purpose of Having an Aerial Survey Made of the Oyster Beds in Delaware Bay and Having the Beds Staked," by Mitchell and West; to Appropriations.

On motion of Mrs. Vera G. Davis, the House adjourned until 10:00 A. M., May 4th, 1953.

69TH LEGISLATIVE DAY

House met pursuant to adjournment at 10:30 A. M., E. S. T., on May 4th, 1953.

The House Members repeated the Lord's Prayer, led by Mrs. Vera G. Davis.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Member absent—Mr. Shockley—1.

The Clerk proceeded to read the Journal of the previous Session when Mrs. Vera G. Davis moved that so much be

considered the reading of the Journal, and the Journal be approved. Motion prevailed.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 8**, by Livingston; **HB 463**, by Campbell.

The following bills and resolution were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 487**, by Insurance and Banking; **SB 295**, **SJR 3**, by Judiciary and Crime; **HB 54** (on its merits), by Municipal Corporations; **HB 410**, **SB 63**, by Appropriations; **SB 188**, **SB 190**, **SB 191**, **SB 199** (on its merits), **SB 198** (on its merits), **HB 366** (on its merits), **HB 411**, by Revised Statutes.

Mr. Tucker introduced the following resolution which on further motion by him was adopted: **HR 72**—"Relative to the Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the sum of One Thousand Four Hundred and Forty Dollars (\$1,440.00) is hereby appropriated out of the moneys of the State Treasury, not otherwise appropriated, for the payment to the Delaware State News, Inc., of Dover, Delaware, the lowest and responsible bidder, for collecting data, compiling, editing and publishing the daily calendar for the House of Representatives of the State of Delaware, for April 27, 1953 up to and including May 1, 1953, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with this Session.

Mr. Scott introduced the following resolution which on further motion by him was adopted: **HR 73**—"Expressing the Sympathy of the House of Representatives to Honorable Paul E. Shockley on Account of the Death of His Father."

WHEREAS, the House of Representatives has learned with regret of the death of John F. Shockley, the father of Honorable Paul E. Shockley, who is a member of the House of Representatives of this 117th General Assembly; and

WHEREAS, the members of the House of Representatives wish to express the feelings of sympathy felt by all of them at this loss which has come to the family of Honorable Paul E. Shockley; **NOW, THEREFORE**,

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware that the sympathy of its members is hereby extended to the Honorable Paul E. Shockley and his family in this hour of their sorrow on account of the death of John F. Shockley, the father of Honorable Paul E. Shockley; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House, a copy

delivered to the press, and a copy thereof be sent to the family of the deceased.

Mr. Hicks introduced the following resolution which on further motion by him was adopted: **HR 74**—"Relative to the Death of Irvin G. Klair."

WHEREAS, the House of Representatives of the 117th General Assembly of the State of Delaware has learned with regret of the passing of Irvin G. Klair, a former member of the House; and

WHEREAS, former State Representative Irvin G. Klair served his State faithfully and well during the 91st General Assembly of the State of Delaware; and

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

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the 117th General Assembly of the State of Delaware,

That the members of the House of Representatives of the 117th General Assembly of the State of Delaware wish to give expression to the regret they experienced at the passing of Irvin G. Klair, a prominent figure in his community and a former member of the House of Representatives; and

BE IT FURTHER RESOLVED, that the family of the deceased has the full sympathy of the members of the House of Representatives of the 117th 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 117th General Assembly of the State of Delaware.

Mr. Battersby introduced the following resolution which on further motion by him was adopted: **HR 75**—"Authorizing Payments on Account to Attaches and Employees."

BE IT RESOLVED that the Treasurer of the State of Delaware is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon order of the Speaker of the House of Representatives, up to the sum of Eight Hundred Dollars (\$800.00) to each attache of the House of Representatives who has served continuously for seventy legislative days; and to likewise pay to each attache of the House of Representatives who has served sixty legislative days continuously since the tenth legislative day the sum of Six Hundred and Fifty Dollars (\$650.00); and to likewise pay to each attache of the House of Representatives who has served fifty legislative days continuously since the twentieth legislative day the sum of Five Hundred and Fifty Dollars (\$550.00); and to likewise pay

to each attache of the House of Representatives who has served forty legislative days continuously since the thirtieth legislative day the sum of Four Hundred and Twenty-five Dollars (\$425.00); and to likewise pay to each attache of the House of Representatives who has served thirty legislative days continuously since the fortieth legislative day the sum of Three Hundred and Twenty-five Dollars (\$325.00); and to likewise pay to each other attache of the House of Representatives who has served twenty legislative days continuously since the fiftieth legislative day the sum of Two Hundred Dollars (\$200.00); all such payments being part payment and compensation due such respective attache of the House of Representatives, and such payment or payments constituting a necessary expense of the Session.

Mr. Battersby introduced the following resolution which on further motion by him was adopted, and ordered to the Senate for concurrence: **HCR 21**—"Appropriation for Postage Stamps and Other Supplies for the 117th General Assembly."

BE IT RESOLVED by the House of Representatives, the Senate concurring therein, that the sum of Twenty-five Hundred Dollars (\$2,500.00) is appropriated out of the General Fund of the Treasury of the State of Delaware for the purchase of postage stamps and other supplies to be used for the official business of the 117th Session of the General Assembly of the State of Delaware.

BE IT FURTHER RESOLVED, that the State Treasurer of the State of Delaware shall pay for such postage stamps and other supplies out of said appropriation upon warrants approved by the State Librarian.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bill, which was presented by the Chair, given first and second readings by title only, and referred to committee as follows:

SS 1 for SB 35—"An Act Appropriating Money to a Temporary Commission to be Appointed by the Governor to Acquire and Equip a State Detention Home for Juveniles," to Appropriations.

The Secretary of the Senate informed the House that the Senate had concurred in **HB 254** and that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 196—"An Act to Amend Title 17, Delaware Code of 1953, Entitled "Highways", by Inserting a Provision Concerning Trees and Shrubbery Planted on State Highway Rights of Way," to Public Buildings and Highways.

SB 248—"An Act to Amend Chapter 29, Title 30, Delaware Code of 1953, Entitled "Merchants License Tax" by Including Dealers in Feed Bags Within Certain Exemptions and Granting Further Relief to Said Dealers," to Judiciary and Crime.

SB 311—"An Act Authorizing and Directing the State Highway Department to Erect a Traffic Light at the Intersection of Route No. 113 and Front Street in Frederica," to Public Highways.

SB 357—"An Act Making a Deficiency Appropriation to the Laurel Special School District Board of Education," to Appropriations.

SS 1 for SB 365—"An Act Appropriating the Sum of Sixty-Five Thousand Dollars (\$65,000.00) to the State Highway Department for the Construction of a Dam at the Old Dam Site, North Branch of Nanticoke River near Seaford for the Purpose of Restoring Williams Pond," to Appropriations.

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

HB 494—"An Act Amending Chapter 3, Title 9, Delaware Code of 1953, Relating to the Terms of Levy Court Commissioners of Sussex County Elected in 1955," by Sapp; to Elections.

HB 495—"An Act Requiring the State Highway Department to Erect a Traffic Light at the Intersection of Route 113 and Route 16 Near the Town of Ellendale in Sussex County," by Hoey; to Public Buildings and Highways.

HB 496—"An Act Requiring the State Highway Department to Erect a Traffic Light at the Intersection of Southeast Front Street and U. S. Route 14 Within the Corporate Limits of the City of Milford," by Hoey; to Public Buildings and Highways.

HB 497—"An Act Directing and Requiring the State Highway Department to Remove a Sluice Gate, Including Its Foundation, in the Canal at or Near Slaughter Beach Canal Bridge," by Hoey; to Public Buildings and Highways.

HB 498—"An Act to Amend Chapter 43, Title 21, Delaware Code of 1953, Relating to Equipment and Construction of Vehicles; School Buses; Skid Chains," by Hoey; to Public Buildings and Highways.

HB 499—"An Act Appropriating Certain Monies to Clara E. Sparr for Additional Salary to Which She Was Entitled to be Paid as a Nurse at the John Bassett Moore School at Smyrna," by Blendt; to Appropriations.

On motion of Mrs. Vera G. Davis, the House adjourned until 10:00 A. M., May 5th, 1953.

70TH LEGISLATIVE DAY

House met pursuant to adjournment at 10:35 A. M., E. S. T., on May 5th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Mr. Battersby, Mrs. Vera G. Davis, Messrs. Hamilton, Hudson, Keller, Lester, Maclary, Marvel, Mitchell, Pyott, Tucker, Wheatley, Mr. Speaker (Jones)—13.

Members absent—Messrs. Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hicks, Hoey, Hughes, Livingston, Lowe, Moore, Press, Prettyman, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, West—22.

There being no quorum present, Mr. Speaker recessed the House to the call of the Chair, at 10:40 A. M., E. S. T.

Mr. Speaker called the House to order at 1:30 P. M., E. S. T. and the Roll Call revealed the following:

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Tucker, West, Wheatley, Mr. Speaker (Jones)—31.

Members absent—Messrs. R. A. Davis, Scott, Shockley, Speicher—4.

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

The following bills were reported favorably by the majority of the respective committees as follows: **HB 465**, by Revised Statutes; **SB 248**, by Judiciary and Crime; **SB 288**, by Miscellaneous.

Mr. Hicks introduced the following resolution which on further motion by him was adopted: **HR 76**—"Expressing the Best Wishes of the House of Representatives to Mrs. William E. Lester on Her Birthday."

WHEREAS, the House of Representatives of the 117th General Assembly is pleased to know that today is the birthday of Mrs. William E. Lester, wife of Representative William E. Lester; and

WHEREAS, the members of the House of Representatives wish to express the best wishes of all of them to Mrs. Lester; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the best wishes of its members are hereby extended to Mrs. William E. Lester on this her birthday; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House and a copy thereof be sent to Mrs. Lester.

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

HB 500—"An Act to Amend Chapter 67, Title 29, Delaware Code of 1953, Relating to Procurement of Supplies and Automobiles; Advertisements for Bids; Certified Checks or Bid Bonds to Accompany Bids," by V. G. Davis; to Revised Statutes.

HB 501—"An Act Amending Chapter 55, Title 29, Delaware Code of 1953, to Include Employees of the Board of Corrections in the State Pension Plan," by Sapp (by request); to Revised Statutes.

HB 502—"An Act to Amend Chapter 25, Title 7, Delaware Code of 1953 Entitled "Crabs and Clams", Relating to Crabbing," by Blendt and Pyott; to Fish, Oysters and Game.

HB 503—"An Act Appropriating Money to the Indian River Fire Company, at Oak Orchard, Delaware," by Prettyman; to Appropriations.

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 6th, 1953.

71ST LEGISLATIVE DAY

House met pursuant to adjournment at 12:35 P. M., E. S. T., on May 6th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—32.

Members absent—Messrs. C. Davis, Livingston, Shockley—3.

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

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval the following: **HB 391, HB 254, HCR 20.**

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 267**, by Claims; **HB 222** (on its merits), **HS 1** for **HB 230, HB 484, SS 1** for **SB 365**, by Appropriations; **HB 472**, by Education; **HB 155** (on its merits), **HB 477** (on its merits), **HB 495** (on its merits); **HB 496** (on its merits), **HB 497** (on its merits), **HB 498, SB 196** (on its merits), **SB 311** (on its merits), **SB 331** (on its merits), by Public Highways.

The Secretary of the Senate informed the House that the Senate had concurred in **HB 131, HB 190** with **SA 1, HB 205, HB 228, HB 268, HB 297, HB 304**.

The Speaker announced he is about to sign: **HB 304, HB 297, HB 268, HB 205, HB 228, HB 131, HB 391, HB 254**.

The Secretary of the Senate informed the House that the Senate had concurred in **HB 391** and that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 381—"An Act to Amend Title 10, Delaware Code of 1953 Entitled "Courts and Judicial Procedure" by Providing for Additional Constables in Brandywine Hundred," to Revised Statutes.

SB 388—"An Act to Appropriate Money to the Board of School Trustees of the Richardson Park Elementary Junior High School for the Purpose of Paying for Operating Expenses During the Fiscal Year Ending June 30, 1953," to Appropriations.

SB 389—"An Act to Appropriate Money to the Board of School Trustees of the Absalom Jones School for the Purpose of Defraying Operational Costs," to Appropriations.

SB 391—"An Act to Appropriate Certain Funds to the Lewes Special School Building Commission to Meet a Deficiency," to Appropriations.

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

HB 504—"An Act Appropriating Certain Moneys to the State Highway Department for the Installation of a Storm Sewer Pipe in Newark, Delaware," by Battersby; to Appropriations.

HB 505—"An Act to Authorize the Board of School Trustees of Milton School District to Apply Certain Funds Raised by School Taxation for the Purpose of Making Additions and Alterations to the Milton School," by Campbell; to Appropriations.

HB 506—"An Act to Amend Chapter 7, Title 7, Delaware Code of 1953, Relating to Regulations and Prohibitions Concerning Game and Fish; Open Season for Game; Prohibition Against Hunting While Snow on Ground; Exception; Penalty; Protection of Deer; Violations; Penalties," by Rowan and Blendt; to Fish, Oysters and Game.

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 7th, 1953.

72ND LEGISLATIVE DAY

House met pursuant to adjournment at 12:40 P. M., E. S. T., on May 7th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—35.

Members absent—None.

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

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval the following: **HB 304, HB 297, HB 268, HB 228, HB 205, HB 131.**

The Secretary of the Senate informed the House that the Senate had concurred in **HB 108** with **HA 1, HB 296.**

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

HB 507—"An Act to Amend Chapter 7, Title 19, Delaware Code of 1953, Relating to Employment Practices by Forbidding Employers to Charge Individuals a Fee for Medical Examination and Records as a Condition of Employment," by Tucker; to Revised Statutes.

HB 508—"An Act to Amend Titles 10 and 11, Delaware Code of 1953, by Creating a Court of Common Pleas for Sussex County: Providing for the Appointment, Salaries and Payment of a Judge and Other Officers: Providing for a Seal and Rules; Providing for the Powers, Duties, Jurisdiction, Rules of Procedure of the Court in Civil and Criminal Cases: Providing for the Right of an Accused Person to Elect to be Tried by the Court, and Duty of the Justice of the Peace and the Arresting Officer to Advise the Accused of This Right," by Mitchell (by request); to Judiciary and Crime.

HB 509—"An Act to Amend Chapter 5, Title 9, Delaware Code of 1953, Entitled "Suburban Communities Improvements" by Changing the Procedure for Awarding Contracts for Improvements," by Jones; to Revised Statutes.

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 8th, 1953.

73RD LEGISLATIVE DAY

House met pursuant to adjournment at 12:25 P. M., E. S. T., on May 8th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—32.

Members absent—Messrs. Hughes, Livingston, Moore—3.

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

GOVERNOR'S MESSAGES

May 7, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the dates indicated I have signed the following bills and resolution:

April 28, 1953—**SB 220**

May 6, 1953—**HB 41**

May 6, 1953—**HB 254**

May 6, 1953—**HB 391**

May 6, 1953—**HCR 20**

May 6, 1953—**SB 42**

May 6, 1953—**SB 246**

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

May 7, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the date indicated I have signed the following bills:

May 7, 1953—**SB 230**

May 7, 1953—**SB 245**

May 7, 1953—**HB 131**

May 7, 1953—**HB 304**

May 7, 1953—**HB 205**

May 7, 1953—**HB 268**

May 7, 1953—**HB 297**

May 7, 1953—**HB 228**

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The Speaker announced he is about to sign: **HB 296**, **HB 108** with **HA 1**, **HB 215**, **HB 204**, **HB 221**, **HB 242**, **HB 243**, **HB 245**, **HB 269**, **HB 360**, **HCR 21**, **HJR 5**.

Requests that the following be stricken from the calendar were granted to members as follows: **HB 28**, by Battersby; **HB 84** and **HB 85**, by Keller.

Request that the following be recommitted was granted to member as follows: **HB 495**, by Hoey.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 473**, by Agriculture; **HB 135**, **HB 150**, **HB 151**, **HB 376** (on its merits), by Revised Statutes.

Mr. Battersby introduced the following resolution which on further motion by him was adopted: **HCR 22**—"Appropriation for Postage Stamps for the 117th General Assembly."

BE IT RESOLVED by the House of Representatives, the Senate concurring therein, that the sum of One Thousand Dollars (\$1,000.00) is appropriated out of the General Fund of the Treasury of the State of Delaware for the purchase of postage stamps to be used for the official business of the 117th Session of the General Assembly of the State of Delaware.

BE IT FURTHER RESOLVED, that the State Treasurer of the State of Delaware shall pay for such postage stamps out of said appropriation upon warrants approved by the State Librarian.

The Secretary of the Senate informed the House that the Senate had concurred in **HB 221**, **HB 215**, **HB 269**, **HB 243**, **HB 242**, **HB 204**, **HB 245**, **HB 360**, **HCR 21**, **HJR 5**, and that the Senate had passed and requested the concurrence of the House in the following bill, which was presented by the Chair, given first and second readings by title only, and referred to committee as follows:

SB 240 with **SA 1**—"An Act to Amend Title 21, Delaware Code of 1953, Relating to Motor Vehicles by Creating a Reciprocity Commission to Enter Into Reciprocal Agreements or Arrangements Concerning the Operation, Regulation and Taxation of Motor Vehicles," to Public Buildings and Highways.

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

HB 510—"An Act to Appropriate Funds to the Board of Welfare for the Construction and Equipment of An Administration Building at 905-907 West Street, Wilmington and for Incidental Expenses Connected Therewith," by Tucker; to Appropriations.

HB 511—"An Act Requiring the State Highway Department to Erect a Traffic Light at the Intersection of Route 113 and Route 16 Near the Town of Ellendale in Sussex County," by Hoey; to Public Buildings and Highways.

HB 512—"An Act to Amend Chapter 27, Title 24, Delaware Code of 1953 Relating to Engineers and Surveyors; Fees; Expirations and Renewals," by Hoey and Maclary; to Revenue and Taxation.

HB 513—"An Act to Amend Title 15, Delaware Code of 1953, by Changing the Qualifications of Members of Departments of Elections and the Secretaries Thereof," by Dickinson; to Elections.

HB 514—"An Act to Amend Title 15, Delaware Code of 1953, by Changing the Form of Registers and the Entries to be Made Therein to Show the True Ages of Registrants," by Dickinson; to Revised Statutes.

HB 515—"An Act to Amend Chapter 3, Title 18, Delaware Code of 1953, Relating to Insurance Commissioner; Deputy Commissioner; Appointment, Salary, Oath, Duties, Term and Bond," by Hudson (by request); to Revised Statutes.

HB 516—"An Act to Amend Chapter 11, Title 30, Delaware Code of 1953, by Providing for a Tax on Incomes Commencing January 1, 1953; Providing for the Ascertainment, Assessment and Collection Thereof; Providing Penalties for the Violation of the Terms of This Act; Making an Appropriation to the State Tax Department for Administration Expenses in Connection Therewith; and Providing That the Tax on Net Incomes Imposed by Said Chapter 11, Title 30, Delaware Code of 1953, Shall Not be Levied and Collected on Incomes Accruing After December 31, 1952," by Dickinson and Hoey; to Revenue and Taxation.

On motion of Mr. Mitchell, **HB 110** with **SA 1**—"An Act to Amend Chapter 21, Title 21, of the Delaware Code of 1953, Relating to Registration of Vehicles; Number and Registration Plates; Provision for the Issuance of Special License Plates to the Owners of Motor Vehicles Who Operate Amateur Radio Stations," was taken up for consideration, having been previously read, in order to pass the House.

Mr. Mitchell moved that **SA 1** be read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Dickinson, Hamilton, Hudson, Jones, Keller, Lester, Lowe, Maclary,

Mitchell, Press, Prettyman, Pyott, Rowan, Sapp, Speicher, Tucker, West, Wheatley, Madam Speaker—22.

Nays—Messrs. Blendt, Bostick, Donovan, Hicks, Marvel, Quigley, Scott, Shockley—8.

Not Voting—None.

Absent—Messrs. C. Davis, Hoey, Hughes, Livingston, Moore—5.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Hicks, **HB 127**—"An Act Amending Chapter 24, Title 9, Delaware Code of 1953, Regulating the Collection and Disposal of Garbage, Trash and Other Refuse Within the Limits of New Castle County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hudson, Keller, Lester, Mitchell, Press, Pyott, Speicher, Tucker, Wheatley, Mr. Speaker—15.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hicks, Hoey, Lowe, Maclary, Marvel, Quigley, Rowan, Scott, Shockley—14.

Not Voting—None.

Voting Present—Messrs. Prettyman, West—2.

Absent—Messrs. Hughes, Livingston, Moore, Sapp—4.

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

Messrs. Hicks and Maclary changed their votes from yea to nay for purpose of restoration.

On motion of Mr. Shockley, **HB 132**—"An Act Amending Chapter 5 and Chapter 7, Title 4, Delaware Code of 1953, Providing for the Sale of Alcoholic Beverages Between the Hours of Twelve Midnight and Two A. M.; Special License Fee," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Dickinson, Donovan, Hoey, Keller, Prettyman, Quigley, Rowan, West—8.

Nays—Messrs. Campbell, Hicks, Hudson, Lester, Maclary, Marvel, Mitchell, Press, Pyott, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—16.

Not Voting—Messrs. Blendt, Bostick, Mrs. Vera G. Davis—3.

Voting Present—Messrs. Battersby, C. Davis, Hamilton—3.
 Absent—Messrs. R. A. Davis, Hughes, Livingston, Lowe, Moore—5.

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

Messrs. Marvel, Scott and Shockley changed their votes from yea to nay for purpose of restoration.

On motion of Mr. Jones, **HB 190** with **SA 1**—"An Act to Amend Chapter 9, Title 24, of the Delaware Code of 1953, Relating to Deadly Weapons Dealers; Necessity for License; Exceptions," was taken up for consideration, having been previously read, in order to pass the House.

Mr. Jones moved that **SA 1** be read, and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hoey, Hughes, Livingston, Moore, Prettyman and Quigley—7.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Wheatley, **HB 260**—"An Act to Amend Chapter 1, Title 7, Delaware Code of 1953, Relating to Board of Game and Fish Commissioners; Rules and Regulations; Expenditures; Violations and Penalty," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Wheatley introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Campbell, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Lowe, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Madam Speaker—18.

Nays—Messrs. Blendt, Bostick, C. Davis, R. A. Davis, Dickinson, Donovan, Hoey, Marvel, Quigley, Rowan, Scott, Shockley, West—13.

Not Voting—None.

Absent—Messrs. Hughes, Livingston, Moore, Prettyman—4.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Jones, **HB 271**—"An Act Amending Chapter 80, Title 9, Delaware Code of 1953, Relating to County Tax Rates," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Jones introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Campbell, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Madam Speaker—15.

Nays—Messrs. Battersby, Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Lowe, Maclary, Marvel, Quigley, Rowan, Scott, Shockley, West—15.

Not Voting—Mr. R. A. Davis—1.

Voting Present—Mr. Prettyman—1.

Absent—Messrs. Hughes, Livingston, Moore—3.

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

Messrs. Battersby and Maclary changed their votes from yea to nay for purpose of restoration.

Mrs. Davis occupied the Chair as Speaker during the action on this bill.

On motion of Mr. Mitchell, **HB 283**—"An Act to Amend Chapter 15, Title 13, of the Delaware Code of 1953, Relating to Service Requirements in Divorce Actions," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hughes, Livingston, Moore, Scott—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Mitchell, **HB 284**—"An Act to Amend Chapter 21, Title 25, of the Delaware Code of 1953, Relating to the Release of Mortgaged Premises," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hoey, Hughes, Livingston, Moore—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Mitchell, **HB 285**—"An Act to Amend Chapter 23, Title 12, of the Delaware Code of 1953, Relating to Widows' Allowance and the Settlement of Personal Estates," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hoey, Hughes, Livingston, Moore—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Jones, **HB 302**—"An Act to Appropriate Funds to the State Board of Housing for Expenses," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Livingston, Moore—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Lowe, **HB 307**—"An Act Appropriating Funds to the State Board of Health for the Purpose of Participating in a State Wide Voluntary Chest X-Ray Survey," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Scott, Shockley, Tucker, West, Wheatley, Madam Speaker—27.

Nays—None.

Not Voting—None.

Absent—Messrs. Donovan, Hughes, Livingston, Moore, Quigley, Rowan, Sapp, Speicher—8.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Maclary, **HB 371**—"An Act to Provide That Any Unused Funds Appropriated for Maintenance and Construction to the State Highway Department in the Budget Appropriation Act for the Biennium Ending June 30, 1955, Shall be Credited by the State Treasurer for the Use of the State Highway Department for the Purposes for which They Were Originally Appropriated," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, R. A. Davis, Hamilton, Keller, Lester, Mitchell, Press, Pyott, Sapp, Tucker, Mr. Speaker—11.

Nays—Messrs. Blendt, Bostick, Mrs. Vera G. Davis, Messrs. Dickinson, Hoey, Hudson, Maclary, Scott, Shockley, West—10.

Not Voting—None.

Absent—Messrs. Campbell, C. Davis, Donovan, Hicks, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Speicher, Wheatley—14.

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

Mrs. Vera G. Davis and Messrs. Hudson and Maclary changed their votes from yea to nay for purpose of restoration.

On motion of Mr. Tucker, **HB 409**—"An Act Amending Chapter 29, Title 24, Delaware Code of 1953, Entitled "Real Estate Brokers and Salesmen" by Changing the Composition of the Commission; Changing the Salesmen's Fee; Retention of Applicant Fees; Providing for Additional Fee for Salesmen Transferring from One Broker to Another; Compensation of the Commissioners," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley—17.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Lowe, Prettyman, Quigley, Rowan, Scott, Shockley, West—13.

Not Voting—Madam Speaker—1.

Absent—Messrs. Hughes, Livingston, Marvel, Moore—4.

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

Mrs. Davis occupied the Chair as Speaker during the action on this bill.

On motion of Mr. Battersby, **SB 154**—"An Act to Appropriate Money to Raymond J. Long, a Resident of the Said State of Delaware and a Veteran of World War II for Military Service Bonus," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Lowe, Marvel, Mitchell, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—29.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, Hughes, Livingston, Maclary, Moore, Prettyman—6.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Battersby, SB 157—"An Act to Appropriate Money to George H. Kern, a Former Resident of the State of Delaware and a Veteran of World War II, for Military Service Bonus," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Lowe, Maclary, Mitchell, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Madam Speaker—27.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, Hughes, Livingston, Marvel, Moore, Prettyman, West—8.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Maclary, SB 195—"An Act to Transfer Certain Funds of the School Construction Account of Oak Grove School District No. 130 in New Castle County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hoey, Hudson, Jones, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—31.

Nays—None.

Not Voting—None.

Absent—Messrs. Hicks, Hughes, Livingston, Moore—4.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 11th, 1953.

74TH LEGISLATIVE DAY

House met pursuant to adjournment at 1:14 P. M., E. S. T., on May 11th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker (Jones)—32.

Members absent—Messrs. C. Davis, Hughes, West—3.

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

The Secretary of the Senate informed the House that the Senate had concurred in **HB 270**, **HB 198**, and that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 107—"An Act to Amend Title 17, Delaware Code of 1953 Entitled "Highways" by Empowering the State Highway Department to Designate Certain Highways as Express Highways; Authorizing the Acquisition of Property Rights in Connection Therewith; and Regulating the Same," to Public Buildings and Highways.

SB 168—"An Act to Amend Title 14 of the Delaware Code of 1953, in Reference to the Meeting Dates of Board of Education and Boards of School Trustees of School Districts and Special School Districts," to Education.

SB 329—"An Act to Amend Chapter 7, Title 7, Delaware Code of 1953 Entitled "Regulations and Prohibitions Concerning Game and Fish" by Changing the Hours of Hunting to Conform with the Federal Laws," to Fish, Oysters and Game.

SB 375—"An Act Requiring the State Highway Department to Erect An Automatic Stop Light at the Intersection of Delaware Route 11 and Delaware Route 44 in Hartly, Kent County, Delaware," to Public Buildings and Highways.

SB 407—"An Act to Amend Title 21, Delaware Code of 1953, Relating to "Motor Vehicles" by Increasing the Overall Height of Automobile Transports," to Public Buildings and Highways.

The Speaker announced he is about to sign: **HB 270**, **HB 198**, **SB 154**, **SB 157**, **SB 195**.

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval the following: **HB 108** with **HA 1**, **HB 204**, **HB 215**, **HB 221**, **HB 243**, **HB 242**, **HB 245**, **HB 269**, **HB 296**, **HB 360**, **HJR 5**, **HCR 21**.

Mr. Tucker introduced the following resolution which on further motion by him was adopted: **HR 77**—"Relative to the Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the sum of One Thousand Five Hundred and Forty-five Dollars and Sixty Cents (\$1,545.60) is hereby appropriated out of the moneys of the State Treasury, not otherwise appropriated, for the payment to the Delaware States News, Inc., of Dover, Delaware, the lowest and responsible bidder, for collecting data, compiling, editing and publishing the daily calendar for the House of Representatives of the State of Delaware, for May 4, 1953 up to and including May 8, 1953, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with this Session.

The following substitute bill with title the same as the original bill, was introduced, given first and second readings by title only, and referred to committee as follows:

HS 1 for **HB 490**—"An Act Appropriating Funds to the State Board of Trustees of the Delaware State Hospital at Farnhurst for Capital Improvements to the Sewerage, Electric and Water Facilities at the State Hospital," by V. G. Davis and Quigley; to Appropriations.

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

HB 517—"An Act Appropriating Funds to the State Board of Trustees of the Delaware State Hospital at Farnhurst for Erection of a Re-Education Building for Women and the Equipping and Furnishing of Same at the State Hospital," by V. G. Davis and Quigley; to Appropriations.

HB 518—"An Act to Amend the Charter of the City of Dover, Chapter 158, Volume 36, Laws of Delaware, by Authorizing the Council to Extend the Boundaries of Said City to Include Certain Territories After a Special Election of the Qualified Voters and Real Estate Owners of the Territory Proposed to be Annexed," by V. G. Davis; to Municipal Corporations.

HB 519—"An Act Appropriating Funds to the State Board of Trustees of the Delaware State Hospital at Farnhurst for the Construction of a Receiving and Warehouse Building at the State Hospital," by V. G. Davis and Quigley; to Appropriations.

HB 520—"An Act to Amend Chapter 95, Title 10, Delaware Code of 1953, Entitled, "Justice of the Peace", by Increasing the Amount of Deposit Required in Civil Actions Before a Justice of the Peace," by Sapp; to Judiciary and Crime.

HB 521—"An Act to Amend Chapter 37, Title 12, Delaware Code of 1953, Relating to Appointment of Trustees," by Hamilton; to Revised Statutes.

HB 522—"An Act to Amend Chapter 27, Title 10, Delaware Code of 1953, Relating to the Appointment of Constables in Christiana Hundred," by Maclary; to Revised Statutes.

On motion of Mr. Sapp, **HB 43**—"An Act Directing the State Highway Department of the State of Delaware to Erect a Certain Toilet Room Addition at State Police Troop No. 4, Located at Georgetown, Delaware, and Appropriating Money Therefor," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—21.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Scott, Shockley, West—14.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 218**—"An Act Appropriating Moneys to the State Highway Department for the Purpose of Installing a Pumping System at Silver Lake at Rehoboth to Maintain the Saline Water Content at a Sufficient Amount so That Its Value as a Game and Wild Fowl Refuge Will be Preserved," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Prettyman, Pyott, Rowan, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—20.

Nays—Mr. Quigley—1.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Scott, Shockley, West—14.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Pyott, **HB 220**—"An Act to Amend Chapter 33, Title 19, of the Delaware Code of 1953, Relating to Unemployment Compensation; Seasonal Employment; Benefit Requirements," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—25.

Nays—None.

Not Voting—Messrs. Dickinson, Donovan, Hoey, Livingston, Marvel, Scott—6.

Absent—Messrs. C. Davis, Hughes, Lowe, West—4.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 291**—"An Act Making an Appropriation to the Department of Civil Defense for the Purpose of Purchasing and Acquiring Extensive Civil Defense Equipment," was taken up for consideration, having been previously read, in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, Dickinson, Donovan, Hoey, Livingston, Moore, Prettyman, Quigley, Rowan, Scott, Shockley—12.

Not Voting—None.

Voting Present—Mr. Marvel—1.

Absent—Messrs. C. Davis, Hughes, Lowe, West—4.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Jones, **HB 299**—"An Act to Amend Chapter 23, Title 19, Delaware Code of 1953, Relating to Compensation During Partial Disability and for Certain Permanent Injuries Under Workmen's Compensation Law," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Livingston, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Scott, Speicher, Tucker, Wheatley, Madam Speaker—26.

Nays—Messrs. Hoey, Rowan, Shockley—3.

Not Voting—None.

Absent—Messrs. C. Davis, Hughes, Lowe, Maclary, Prettyman, West—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Jones, **HB 300**—"An Act Amending Chapter 33, Title 19, Delaware Code of 1953, Relating to Payment of Employer's Contributions Under Unemployment Compensation Law; Limitation of Action," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Livingston, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Madam Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hughes, Lowe, Maclary, Marvel, Prettyman, West—7.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Livingston, **HB 336**—"An Act to Amend Title 9, Delaware Code of 1953, Entitled "Counties" by Authorizing Levy Courts to Establish County Parks and Recreation Commissions and Suburban Park Communities 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 to Finance Such Projects and Providing for the Payment of Such Bonds and the Rights of the Holders Thereof," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Maclary introduced **HA 1**, which was read and on his further motion was withdrawn. On request of Mr. Livingston, action on the bill was deferred.

On motion of Mr. Campbell, **HB 337**—"An Act to Amend Chapter 31, Title 20, Delaware Code of 1953, Relating to Civil Defense; Civil Defense Powers of the Governor," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, R. A. Davis, Hamilton, Hudson, Keller, Mitchell, Press, Pyott, Sapp, Tucker, Wheatley, Mr. Speaker—12.

Nays—Messrs. Blendt, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Hoey, Livingston, Lowe, Moore, Shockley—9.

Not Voting—None.

Voting Present—Mr. Rowan—1.

Absent—Messrs. C. Davis, Dickinson, Donovan, Hicks, Hughes, Lester, Maclary, Marvel, Prettyman, Quigley, Scott, Speicher, West—13.

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

On motion of Mr. Speicher, **HB 372**—"An Act Amending Chapter 27, Title 10, Delaware Code of 1953, Providing for an Additional Constable in Sussex County to be Appointed by the Governor," was taken up for consideration, having been previously read, in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Prettyman, Quigley—2.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Rowan, Scott, Shockley, West—15.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Lester, **HS 1** for **HB 379**—"An Act to Amend Title 19, Delaware Code of 1953, Entitled "Labor" by Providing for a Department of Labor, Outlining Its Powers and Duties; Abolishing the Labor Commission of Delaware, and Appropriating Funds," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

On motion of Mr. Lester, the substitute was adopted in lieu of the original.

Mr. Lester introduced **HA 1**, which was read and on his further motion adopted.

Mr. Battersby introduced **HA 2**, which was read and on his further motion withdrawn because of error in preparation.

Mr. Battersby moved that action on the bill be deferred and requested a roll call. The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hudson, Jones, Keller, Maclary, Mitchell, Moore, Sapp, Speicher, Tucker, Wheatley, Madam Speaker—15.

Nays—Messrs. Blendt, Bostick, Hoey, Lester, Marvel, Prettyman, Quigley, Scott, Shockley—9.

Not Voting—Messrs. Dickinson, Livingston, Pyott—3.

Voting Present—Messrs. Donovan, Rowan—2.

Absent—Messrs. C. Davis, Hicks, Hughes, Lowe, Press, West—6.

So the question was decided in the affirmative and the bill was deferred, having received the required majority of those present.

Mrs. Davis occupied the Chair as Speaker during the action on this bill.

On motion of Mr. Jones, **HB 471**—"An Act to Amend Title 16, Delaware Code of 1953, Entitled "Health and Safety" by Granting the State Board of Health the Power to Control Surface Drainage Problems Which Affect Public Health and the Power to Make and Execute Orders Necessary to Protect the Public Health," was taken up for consideration and read a third time by title and enacting clause in order to pass the House and on further motion by Mr. Jones, action was deferred.

On motion of Mr. Lester, **SB 121**—"An Act to Amend Title 22, Delaware Code of 1953, Relating to "Municipalities" by Permitting Parking Authorities to Lease Portions of Parking Facilities for the Sale of Gasoline, Lubricants and Automobile Accessories, Repairs and Service and for Other Commercial Uses by Lessess," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Maclary, Mitchell, Press, Prettyman, Pyott, Quigley, Sapp, Speicher, Tucker, Wheatley, Madam Speaker—20.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Rowan, Scott, Shockley, West—15.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Press, SB 198—"An Act to Amend Chapter 29, Title 7, Delaware Code of 1953 Relating to the Distribution of Tree Seeds and Seedlings by the State Forestry Department," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Prettyman, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—19.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Quigley, Rowan, Scott, Shockley, West—16.

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

On motion of Mr. Battersby, SB 267—"An Act to Appropriate Money to James H. Mullen, a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—31.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hughes, Lowe, West—4.

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

On motion by Mr. Shockley, seconded by Mr. Marvel, HB 132 was restored to the calendar.

On motion by Mr. Maclary, seconded by Mrs. Davis, HB 371 was restored to the calendar.

On motion by Mr. Hicks, seconded by Mr. Maclary, HB 127 was restored to the calendar.

On motion of Mr. Jones, the House adjourned until 12:00 o'clock Noon, May 12th, 1953.

75TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:15 P. M., E. S. T., May 12th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—32.

Members absent—Messrs. Blendt, C. Davis, Hughes—3.

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

GOVERNOR'S MESSAGES

May 11, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have made the following appointment:

William W. Spruance, Wilmington, Delaware—to be a member of the Delaware Aeronautics Commission to succeed Hugh R. Sharp, Jr., resigned, for the unexpired term ending January 22, 1954.

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

May 12, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the dates indicated I have signed the following bills and resolutions:

May 11, 1953—HJR 5

May 11, 1953—HCR 21

May 11, 1953—HB 108 with HA 1

May 11, 1953—HB 204

May 11, 1953—**HB 215**
 May 11, 1953—**HB 221**
 May 11, 1953—**HB 242**
 May 11, 1953—**HB 243**
 May 11, 1953—**HB 245**
 May 11, 1953—**HB 269**
 May 11, 1953—**HB 296**
 May 11, 1953—**HB 360**

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 196** (on its merits), **HB 338** (on its merits), **SB 108** (on its merits), by Fish, Oysters and Game; **HB 431**, **HB 462**, by Revenue and Taxation.

HB 271 was restored to the calendar on motion by Mr. Maclary, seconded by Mr. Battersby.

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

HB 523—"An Act to Amend Chapter 87, Title 12, Delaware Code of 1953, Relating to the State Detectives," by Battersby; to Revised Statutes.

HB 524—"An Act Amending Chapter 43, Title 21, Delaware Code of 1953, Relating to Skid Chains and Snow Tires on School Buses," by Battersby; to Revised Statutes.

HB 525—"An Act to Amend Chapter 25, Title 12, Delaware Code of 1953, in Respect to the Salary of the Register of Wills of Kent County," by Pyott (by request); to Revised Statutes.

HB 526—"An Act to Amend Title 10, Delaware Code of 1953, in Respect to the Salaries of the Sheriff, Prothonotaries, and Registers in Chancery and Clerks of the Orphans' Court of Kent County," by Pyott (by request); to Revised Statutes.

HB 527—"An Act to Amend Chapter 65, Title 3, Delaware Code of 1953, by Providing for an Inspector of Poultry buyers' Scales," by Mitchell and Lowe; to Revised Statutes.

HB 528—"An Act to Amend Chapter 1, Title 8, Delaware Code of 1953, Relating to Corporations," by Jones and Dickinson; to Revised Statutes.

HB 529—"An Act to Amend Title 10, Delaware Code of 1953, in Respect to Proof of Agency in Operation of Motor Vehicles," by Jones and Dickinson; to Revised Statutes.

HB 530—"An Act to Amend Chapter 35, Title 6, Delaware Code of 1953, by Providing That Contractors, Sub-contractors, and Their Agents May Not Pay Out, Use or Appropriate Moneys and Funds Received for the Erection, Con-

struction, Alteration, Completion or Repair of Buildings, or for Additions Thereto, Until Said Funds Have First Been Used to Supply the Labor and Materials as Provided in Such Contract," by Jones and Dickinson; to Revised Statutes.

HB 531—"An Act to Amend Title 13, Delaware Code of 1953, Relating to Adoption," by Jones and Dickinson; to Revised Statutes.

HB 532—"An Act to Amend Title 10 of the Delaware Code of 1953, Regarding the Disposition of the Records of Justices of the Peace," by Jones and Dickinson; to Revised Statutes.

On motion of Mr. Jones, **HB 271** with **HA 1**—"An Act Amending Chapter 80, Title 9, Delaware Code of 1953, Relating to County Tax Rates," was taken up for reconsideration in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Madam Speaker—18.

Nays—Messrs. Blendt, Bostick, Dickinson, Donovan, Hoey, Livingston, Lowe, Moore, Prettyman, Quigley, Scott, Shockley, West—13.

Not Voting—None.

Absent—Messrs. C. Davis, Hughes, Marvel, Rowan—4.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Jones, **HB 336** with **HA 1**—"An Act to Amend Title 9, Delaware Code of 1953, Entitled "Counties" by Authorizing Levy Courts to Establish County Park and Recreation Commissions and Suburban Park Communities 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 to Finance Such Projects and Providing for the Payment of Such Bonds and the Rights of the Holders Thereof," was taken up for consideration, having been previously read and action deferred, in order to pass the House.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Maclary, Mitchell, Moore, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Madam Speaker—19.

Nays—Messrs. Bostick, Dickinson, Donovan, Hoey, Livingston, Lowe, Marvel, Prettyman, Quigley, Scott, Shockley, West—12.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, Hughes, Rowan—4.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Shockley, **HB 362**—"An Act Amending Chapter 33, Title 19, Delaware Code of 1953, Relating to the Definition of "Weekly Benefit Amount", the Total Annual Amount of Benefits and Eligibility for Benefits Under the "Unemployment Compensation Act," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Hughes, Rowan—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Maclary, **HB 371**—"An Act to Provide That Any Unused Funds Appropriated for Maintenance and Construction to the State Highway Department in the Budget Appropriation Act for the Biennium Ending June 30, 1955, Shall be Credited by the State Treasurer for the Use of the State Highway Department for the Purposes for Which They Were Originally Appropriated," was taken up for reconsideration, having been previously read, lost and restored, in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hamilton, Hoey, Hudson, Jones, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Pyott, Sapp, Scott, Speicher, Tucker, West, Wheatley, Madam Speaker—26.

Nays—Messrs. Prettyman, Quigley, Shockley—3.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, Hicks, Hughes, Press, Rowan—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Lester, **HS 1** for **HB 379** with **HA 1**—“An Act to Amend Title 19, Delaware Code of 1953, Entitled “Labor” by Providing for a Department of Labor, Outlining Its Powers and Duties; Abolishing the Labor Commission of Delaware, and Appropriating Funds,” was taken up for consideration, having been previously read and deferred, in order to pass the House.

Mr. Battersby introduced **HA 2**, which was read and on his further motion, lost.

On the question, “Shall the Bill as Amended pass the House?” the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—31.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, Hughes, Rowan—4.

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

On motion of Mr. Maclary, **HB 408**—“An Act to Provide That Any Unused Funds Out of the Appropriation to the State Highway Department in the Budget Appropriation Bill for the Biennium Ending June 30, 1953, Shall Revert to the General Fund at the End of the Fiscal Year Ending June 30, 1953, Except Certain Funds Appropriated for Maintenance and Construction Which Shall Remain Credited by the State Treasurer to the Said Department for Maintenance and Construction,” was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

On the question, “Shall the Bill pass the House?” the roll call revealed:

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Dickinson, Hamilton, Hoey, Hudson, Jones, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Pyott, Sapp, Speicher, Tucker, West, Wheatley, Madam Speaker—23.

Nays—Messrs. Prettyman, Quigley, Shockley—3.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Donovan, Hicks, Hughes, Press, Rowan, Scott—9.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Marvel, **HB 411**—"An Act Amending Chapter 19, Title 24, Delaware Code of 1953, Relating to Nursing, by Amending Section 1901, Pertaining to Qualifications of Members of the State Board of Examiners of Graduate Nurses; Section 1902, by Authorizing the State Board of Examiners of Graduate Nurses to Appoint an Executive Secretary; Sections 1903, 1905 and 1906, Relating to Fees for Registration and Re-Registration; and Section 1904, Lowering the Age Requirements for Applicants for Registration Under the Terms of Said Chapter," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Marvel introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Sapp, Scott, Shockley, Tucker, Wheatley, Mr. Speaker—26.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Hughes, Prettyman, Quigley, Rowan, Speicher, West—9.

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

On motion of Mr. Maclary, **SS 1** for **SB 365**—"An Act Appropriating the Sum of Sixty-Five Thousand Dollars (\$65,000.00) to the State Highway Department for the Construction of a Dam at the Old Dam Site, North Branch of Nanticoke River near Seaford for the Purpose of Restoring Williams Pond," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott,

Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—31.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, Hughes, Rowan—4.

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

On motion of Mr. Jones, the House adjourned until 12:00 o'clock Noon, May 13th, 1953.

76TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:10 P. M., E. S. T., on May 13th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—32.

Members absent—Messrs. C. Davis, Donovan, Hughes—3.

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

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval the following: **HB 198, HB 270.**

The Speaker announced he is about to sign: **HB 190** with **SA 1**, **HB 110** with **SA 1**, **SB 121**, **SB 198**, **SB 267**, **SB 365.**

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 508** (on its merits), **HB 520**, by Judiciary and Crime; **HB 380**, **SB 407** (on its merits), by Public Highways.

HCR 22 with **SA 1** was presented by the Chair and upon motion by Mrs. Vera G. Davis, was adopted as amended.

HB 444 was stricken by Mr. Sapp.

The Secretary of the Senate informed the House that the Senate had concurred in **HCR 22** with **SA 1**, and that the Senate had passed and requested the concurrence of the House in the following bill, which was presented by the Chair, given first and second readings by title only, and referred to committee as follows:

SB 390—"An Act to Amend Title 29, Delaware Code of 1953, Entitled "State Government" by Providing Limited Pension Credit for Service in United States Armed Forces," to Revenue and Taxation.

The following substitute bill with title the same as the original bill, was introduced, given first and second readings by title only, and referred to committee as follows: **HS 1** for **HB 448**, by Hicks; to Revenue and Taxation.

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

HJR 7—"Memorializing the Congress of the United States to Enact Legislation Continuing Federal Rent Controls," by Prettyman and Quigley; to Miscellaneous.

HB 533—"An Act to Appropriate Funds to the State Board for Vocational Education to Maintain the Salaries of the Personnel of Said Board," by Maclary (by request); to Appropriations.

HB 534—"An Act to Appropriate Funds to the State Board for Vocational Education to Continue the Required Teacher Training Program in the State," by Maclary (by request); to Appropriations.

HB 535—"An Act Amending Chapter 51, Title 29, Delaware Code of 1953, Relating to Purchases by Executive Heads of State Agencies," by Maclary (by request); to Accounts.

HB 536—"An Act to Appropriate Funds to the State Board of Education to Maintain the Salaries of the Personnel of Said Board," by Maclary (by request); to Appropriations.

HB 537—"An Act to Amend Title 30, Delaware Code of 1953, Entitled "State Taxes" by Limiting Refunds of Motor Fuel Taxes," by Maclary (by request); to Revenue and Taxation.

HB 538—"An Act Requiring the State Highway Department to Erect a Traffic Light at the Intersection of Route 113 and Route 28 Near the Town of Georgetown in Sussex County," by Lowe; to Public Buildings and Highways.

HB 539—"An Act to Amend Title 15, Delaware Code of 1953, Entitled "Elections" by Providing that the Secretaries of the Departments of Elections Shall Serve at the Pleasure of the Departments," by Sapp; to Elections.

HB 540—"An Act to Amend Chapter 21, Title 21, Delaware Code of 1953, Relating to Registration of Vehicles," by Sapp; to Revenue and Taxation.

HB 541—"An Act to Amend Title 16, Delaware Code of 1953, Entitled "Health and Safety" by Giving the State Board of Health Certain Powers in Connection With Real Estate Subdivisions," by Jones; to Public Health.

HB 542—"An Act to Amend Chapter 5, Title 8, Delaware Code of 1953, Relating to the Corporation Franchise Tax," by Hamilton; to Revenue and Taxation.

HB 543—"An Act Amending Title 7, Delaware Code of 1953, Entitled "Conservation" and Relating to the Powers and Duties of the Board of Game and Fish Commissioners and the Salary of the Chief Game and Fish Warden," by Maclary (by request); to Revised Statutes.

HB 544—"An Act Making Appropriations for Certain Contingencies, for the Respective Years of the Biennium July 1, 1953, to June 30, 1955, and Prescribing Limitations Upon Use Thereof and the Powers and Duties of Budget Commission in Relation Thereto," by Maclary; to Appropriations.

On motion of Mr. Hoey, **HR 78**—"Fixing the Time After Which No New Bills or Joint Resolutions Shall be Received by the House of Representatives of the 117th General Assembly of the State of Delaware (Excepting General Appropriation Bills)," was taken up for consideration and read in order to pass the House.

On the question, "Shall the Resolution pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Blendt, Bostick, Campbell, Dickinson, Hoey, Livingston, Maclary, Moore, Rowan, Scott, Shockley—11.

Nays—Messrs. Battersby, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Mitchell, Press, Pyott, Quigley, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—17.

Not Voting—Mr. Lowe—1.

Voting Present—Messrs. Marvel, Prettyman, West—3.

Absent—Messrs. C. Davis, Donovan, Hughes—3.

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

On motion of Mr. Hicks, **HB 127**—"An Act Amending Chapter 24, Title 9, Delaware Code of 1953, Regulating the Collection and Disposal of Garbage, Trash and Other Refuse Within the Limits of New Castle County," was taken up for reconsideration, having been previously read, lost and restored, in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, Dickinson, Hoey, Livingston, Lowe, Moore, Prettyman, Scott, Shockley, West—11.

Not Voting—None.

Absent—Messrs. C. Davis, Donovan, Hughes, Marvel, Quigley, Rowan—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. West, **HB 135**—"An Act to Amend Chapter 65, Title 3 of the Delaware Code of 1953, Relating to Purchase and Transportation of Live Poultry; Memoranda of Transactions; Transportation of Poultry; Passage of

Title," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Dickinson, Donovan, Hughes, Marvel—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. West, **HB 151**—"An Act to Amend Chapter 65, Title 3, of the Delaware Code of 1953, Relating to Purchase and Transportation of Live Poultry; Requirements for Regular License," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Dickinson, Donovan, Hughes, Quigley—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Jones, **HB 154**—"An Act to Amend Chapter 29, Delaware Code of 1953, in Respect to the Salary of the Deputy Auditor of Accounts," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Jones introduced **HA 1**, which was read and on his further motion adopted. On further motion by Mr. Jones, the bill was deferred.

On motion of Mr. Scott, **HB 158** with **HA 1**—"An Act Amending Title 24 of the Delaware Code of 1953, Creating a State Board of Electrical Examiners," was taken up for reconsideration, having been previously read, lost and restored, in order to pass the House.

Mr. Scott introduced **HA 2**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Blendt, Bostick, Hoey, Livingston, Lowe, Maclary, Rowan, Campbell, West, Mr. Speaker—11.

Nays—Messrs. Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hudson, Keller, Lester, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Scott, Speicher, Tucker, Wheatley—20.

Messrs. Campbell, Marvel and Scott changed their votes from yea to nay for purpose of restoration.

Not Voting—None.

Absent—Messrs. C. Davis, Donovan, Hughes, Quigley—4.

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

On motion of Mr. Campbell, **HB 222**—"An Act to Provide for Protecting the Beach or Strand Along the Atlantic Ocean to the North of the City of Rehoboth Beach, in Sussex County, Delaware, from Erosion and Inundation," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Campbell introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—Mr. Bostick—1.

Not Voting—None.

Absent—Messrs. C. Davis, Donovan, Hughes, Quigley—4.

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

On motion of Mrs. Vera G. Davis, **HB 249**—"An Act Appropriating Certain Monies to the University of Delaware for Research to Ascertain a Practical Program for the Control or Elimination of Mosquitoes and Flies," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks,

Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Scott, Speicher, Tucker, West, Wheatley, Mr. Speaker—27.

Nays—Messrs. Dickinson, Marvel, Shockley—3.

Not Voting—None.

Absent—Messrs. C. Davis, Donovan, Hughes, Quigley, Rowan—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Mitchell, **HB 325**—"An Act Authorizing the State Highway Department to Erect, Build, Rebuild, Replace and Repair Dykes Along the Shore of Bethany Beach to Protect the Highways and Lands Near Bethany Beach from Inundation by the Waters of the Atlantic Ocean," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—29.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Donovan, Hughes, Marvel, Quigley, Rowan—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Lester, **HB 361**—"An Act Amending Chapter 23, Title 19, Delaware Code of 1953, Entitled "Workmen's Compensation", by Defining the Minimum Duration of Incapacity; Compensation to Illegally Employed Minors; Defining "Services" and "Supplies"; Burial Expenses," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Press, Pyott, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—24.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Donovan, Hoey, Hughes, Marvel, Moore, Prettyman, Quigley, Rowan—11.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 387**—"An Act to Amend Title 11, Delaware Code of 1953 Entitled "Crimes and Criminal Procedure" by Providing for Reports in Cases of Epilepsy," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Campbell introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Hamilton, Hudson, Jones, Keller, Lester, Maclary, Mitchell, Press, Pyot, Sapp, Tucker, Wheatley—13.

Nays—Messrs. Blendt, Bostick, Campbell, Dickinson, Hicks, Hoey, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Scott, Shockley, West—15.

Messrs. Campbell, Dickinson and Hicks changed their votes from yea to nay for purpose of restoration.

Not Voting—Mr. Speicher, Madam Speaker—2.

Voting Present—Mr. Rowan—1.

Absent—Messrs. C. Davis, R. A. Davis, Donovan, Hughes—4.

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

Mrs. Davis occupied the Chair as Speaker during the action on this bill.

On motion of Mr. Battersby, **HB 398**—"An Act to Amend Chapter 39, Title 10, Delaware Code of 1953, by Increasing the Amount Recoverable in Counsel Fees on Written Instruments," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays — Messrs. Dickinson, Livingston, Lowe, Scott, Shockley, West—6.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Donovan, Hoey, Hughes, Marvel, Moore, Prettyman, Quigley, Rowan—11.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 431**—"An Act to Amend Chapter 11 of Title 30, Delaware Code of 1953, Relating to the Income Tax and Appropriating Funds," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Hamilton introduced **HA 1**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, Dickinson, Hoey, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Scott, Shockley, West—14.

Not Voting—None.

Absent—Messrs. C. Davis, Donovan, Hughes—3.

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

On motion of Mr. Sapp, **SB 129** with **HA 1**—"An Act Authorizing the State Highway Department to Condemn One Acre of Ground More or Less Along Either or Both Sides of the Highway Leading from Milford to Big Stone Beach in Kent County for the Purpose of Establishing a Recreational Area," was taken up for reconsideration, having been previously read, lost and restored, in order to pass the House.

Mr. Sapp introduced **HA 2**, which was read and on his further motion adopted.

On the question, "Shall the Bill as Amended pass the House?" the yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Scott, Speicher, Tucker, West, Wheatley, Mr. Speaker—25.

Nays—Messrs. Bostick, Dickinson, Livingston, Marvel, Prettyman, Shockley—6.

Not Voting—None.

Voting Present—Mr. Rowan—1.

Absent—Messrs. C. Davis, Donovan, Hughes—3.

So the question was decided in the affirmative and the bill as amended having received the required constitutional majority, passed the House and was ordered returned to the Senate for concurrence.

On motion of Mr. Maclary, SB 200—"An Act Making an Appropriation to the State Board of Health for the Purpose of Providing the Payment of Salaries and Wages of the Employees Over and Above the Present Appropriations Available to the State Board of Health at Brandywine and Edgewood Sanatoriums," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—27.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Donovan, Hoey, Hughes, Marvel, Quigley, Rowan, Scott—8.

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

On motion of Mr. Maclary, SB 218 with SA 1—"An Act to Amend Chapter 137, Volume 48, Laws of Delaware, 1951, Entitled "An Act Making an Appropriation to Delaware Commission for the Feeble Minded to Provide for the Erection and Equipment of Certain Buildings in Connection with the State Institution for Feeble Minded at Delaware Colony," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—24.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Donovan, Hoey, Hughes, Marvel, Prettyman, Quigley, Rowan, Scott—11.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 11:00 A. M., May 14th, 1953.

77TH LEGISLATIVE DAY

House met pursuant to adjournment at 11:30 A. M., on May 14th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—29.

Members absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Hughes, Livingston—6.

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

GOVERNOR'S MESSAGES

May 13, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

This is to advise that I have signed Senate Bill No. 181 in part and disapproved certain sections making appropriations of money.

The title of this Bill is as follows: "AN ACT TO AMEND TITLE 31, DELAWARE CODE OF 1953, ENTITLED 'WELFARE' BY CHANGING THE RESIDENCE REQUIREMENT AND INCREASING THE MAXIMUM AMOUNT OF ASSISTANCE PAYABLE UNDER THE AID TO THE BLIND PROGRAM, AND APPROPRIATING FUNDS".

I disapprove of the last three words in the title which are as follows: "AND APPROPRIATING FUNDS". I disapprove of sections three and four having to do with specific appropriations for the fiscal years of 1954 and 1955.

This action is taken in accord with authority granted to the Governor under Section 18, Article 3, of the Constitution of the State of Delaware.

In arriving upon this conclusion, I gave my careful consideration to the problem of the blind in our state and I might add this has been a problem which I have been interested in for many years.

The merits of this bill were discussed with Doctor Francis Cummings, Executive-Secretary of the Delaware Commission for the Blind and a full understanding with him reached regarding my action on this bill.

The additional appropriations provided by this bill are over and above usual appropriations and are in the order of new and additional appropriations provided by the state. With the necessity of raising taxes in order to again place the state on a sound fiscal basis new and additional appropriations must be held to the minimum. These appropriations amount to \$30,000.00 for the biennium 1954-55.

Since aid and assistance to the blind is a cooperative program supported by both public and private funds it is my belief and understanding with Doctor Cummings that the approved provisions of this bill may be effectively carried out in proper distress or hardship cases without the appropriations provided by the state even though such appropriations may have been desirable were additional state funds readily available.

I am advised that the approved features of this bill are most desirable and necessary in meeting more effectively the aid to the blind program and I want to congratulate the members of the legislature in acting favorably upon this measure containing these provisions.

Sincerely,

J. CALEB BOGGS
Governor of the State of Delaware

May 14, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the date indicated I have signed the following bills:

May 13, 1953—SB 154

May 13, 1953—SB 157

May 13, 1953—SB 195

May 13, 1953—HB 270

Respectfully submitted,

J. CALEB BOGGS
Governor of the State of Delaware

The Speaker announced he is about to sign: HCR 22 with SA 1.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: HB 424, SB 131, SB 176, SB 177, by Education; HS 1 for HB 257, HS 1 for HB 351 (on its merits), HB 359 (on its merits), HB 456 (on its merits), HB 457 (on its merits), HB 458 (on its merits), HB 486 (on its merits), HB 515 (on its merits), HB 521, by Revised Statutes; HB

460, by Revenue and Taxation; **HB 78, HB 481, HB 483, HB 485, HS 1 for HB 490, HB 491, HB 493** (on its merits), **HB 499, SB 158, SB 290**, by Appropriations; **HB 459**, by Agriculture.

HB 137 and HB 138 were stricken by Mr. Wheatley.

HB 498 was recommitted by Mr. Battersby.

HB 387 was restored to the calendar on motion by Mr. Campbell, seconded by Mr. Hicks.

The Secretary of the Senate informed the House that the Senate had concurred in **HB 246, HB 247**, and that the Senate had passed and requested the concurrence of the House in the following bills and resolution, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 328—"An Act to Amend Chapter 7, Title 29, Delaware Code of 1953, Entitled "The General Assembly" by Creating a Management Board of Legislative Hall; Defining the Powers and Duties of the Board; Providing for the Compensation and Expenses of the Board, and Appropriations Therefor," to Public Buildings and Highways.

SB 401—"An Act to Appropriate Money to James C. Webb for Moneys Expended for the Use of Frederica School," to Claims.

SCR 24—"In Reference to Adjournment Sine Die," to Miscellaneous.

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

HB 545—"An Act Making an Appropriation to the Board of Welfare in Order to Make Capital Improvements at the State Welfare Home," by V. G. Davis; to Appropriations.

HB 546—"An Act Amending Title 30, Delaware Code of 1953, Relating to State Taxes, by Providing for a Tax on New Motor Vehicles Sold in This State," by Speicher; to Revenue and Taxation.

HB 547—"An Act to Amend Chapter 81, Title 9, Delaware Code of 1953, Relating to Limitations Upon Taxing Power; Property Subject to County Taxation," by Shockley; to Revenue and Taxation.

On motion of Mr. West, **HB 150**—"An Act to Amend Chapter 71, Title 3, of the Delaware Code of 1953, Relating to Animal Health; Anti-Hog-Cholera Serum and Virus; Distribution; Inoculation," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, Hamilton, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Prettyman, Pott, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley—20.

Nays—Messrs. Bostick, Donovan, Hicks, Moore, Press, Quigley, Mr. Speaker—7.

Not Voting—Mrs. Vera G. Davis—1.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Hughes, Livingston, Rowan—7.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Wheatley, **HB 364**—"An Act Appropriating Certain Moneys to William E. Meloney, Reimbursing Him for Mileage and Telephone Expenses Incurred in Performing His Duties as a Game Warden," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Hughes, Livingston, Rowan—7.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 432**—"An Act Amending Chapter 21, Title 16, Delaware Code of 1953, Relating to Health and Safety, by Changing the Method of Showing Registry Number on Mattresses, Pillows and Bedding," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Speicher, Tucker, West, Wheatley, Mr. Speaker—25.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Rowan, Scott, Shockley—10.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mrs. Vera G. Davis, **HB 455**—"An Act Appropriating Certain Moneys to the Public Archives Commission of This State to Defray the Expenses of the Issuance

of Publications in Connection with the Commission's 50th Anniversary," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—21.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Lowe, Marvel, Quigley, Rowan, Scott, Shockley, West—14.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Quigley, **HB 484**—"An Act Appropriating Certain Moneys to the State Highway Department to be Used to Defray the Expenses of the Maintenance and Operation of Motor Vehicles and Equipment Used by the "Rescue Squad" of Certain Volunteer Fire Companies," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—29.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Hughes, Livingston—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hudson, **SB 62**—"An Act to Amend Title 3, Delaware Code of 1953, Relating to "Agriculture", by Increasing the Amount Chargeable for Taking Up and Impounding Stray Livestock," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Mr. Battersby, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Keller, Lester, Maclary, Mitchell, Press, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—14.

Nays—Messrs. Bostick, Donovan, Hudson, Marvel, Moore, Pyott, Quigley, Shockley, West—9.

Messrs. Hudson and Pyott changed their votes from yea to nay for the purpose of restoration.

Not Voting—Mr. Lowe—1.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Hoey, Hughes, Livingston, Prettyman, Rowan, Scott—11.

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

On motion of Mr. Maclary, SB 63—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in New Castle County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Shockley, Tucker, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Prettyman, Rowan, Scott, Speicher—12.

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

On motion of Mr. Maclary, SB 74—"An Act to Amend Title 9, Delaware Code of 1953 by Authorizing an Increase in the Appropriation of New Castle County Monies for a County Free Library for New Castle County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Shockley, Speicher, West, Wheatley, Mr. Speaker—23.

Nays—Mr. Tucker—1.

Not Voting—None.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Prettyman, Rowan, Scott—11.

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

On motion of Mr. Maclary, SB 87—"An Act to Amend Title 14, Delaware Code of 1953, Relating to "Education" and Regarding Compensation for Meetings Attended by Members of the State Board of Education," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Shockley, Speicher, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—Mr. Tucker—1.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Prettyman, Rowan, Scott—11.

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

On motion of Mr. Maclary, SB 115—"An Act Making an Appropriation to the State Soil Conservation Commission for the Purchase of Heavy Earth-Moving Machinery and Other Equipment Needed in the Soil Conservation Work of the State, Making Provision for the Re-Payment Thereof, and Designating the Boards of Soil District Supervisors to Oversee the Use of Said Equipment and Machinery," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Press, Pyott, Quigley, Sapp, Shockley, Speicher, West, Wheatley, Mr. Speaker—22.

Nays—None.

Not Voting—Messrs. Moore, Tucker—2.

Voting Present—Mr. Rowan—1.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Prettyman, Scott—10.

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

On motion of Mr. Maclary, SB 116—"An Act Appropriating Certain Moneys to the State Soil Conservation Commission for the Drainage of Tax Ditches in Sussex County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Shockley, Speicher, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—Mr. Tucker—1.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Prettyman, Rowan, Scott—11.

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

On motion of Mr. Maclary, SB 117—"An Act Authorizing the Levy Court of Sussex County to Make Available to the Board of Soil District Supervisors of the Soil Conservation District of Sussex County Certain Funds for the Employment of a Manager of Operations," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Marvel, Prettyman, Rowan, Scott—12.

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

On motion of Mr. Battersby, SB 128—"An Act Appropriating Certain Monies to Jean L. Newton in Payment of a Claim to Said Jean L. Newton Against the State of Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Marvel, Prettyman, Rowan, Scott—12.

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

On motion of Mr. Press, SB 221—"An Act to Amend Chapter 3, Title 11, Delaware Code of 1953, Relating to "Animals" by Eliminating the Necessity for Muzzling of Dogs in Sussex County," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Sapp, Speicher, Tucker, West, Wheatley, Mr. Speaker—22.

Nays—Messrs. Marvel, Shockley—2.

Not Voting—Mrs. Vera G. Davis, Mr. Prettyman—2.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Hughes, Livingston, Quigley, Rowan, Scott—9.

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

On motion of Mr. Mitchell, SB 248—"An Act to Amend Chapter 29, Title 30, Delaware Code of 1953, Entitled "Merchants License Tax" by Including Dealers in Feed Bags Within Certain Exemptions and Granting Further Relief to Said Dealers," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, West, Wheatley, Mr. Speaker—27.

Nays—None.

Not Voting—Mr. Tucker—1.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Hughes, Livingston, Rowan—7.

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

On motion of Mr. Lester, SB 268—"An Act to Amend Title 29, Delaware Code of 1953, Relating to "State Government" by Increasing and Limiting the Maximum Monthly Payment of Pensions Under the Employees' Pension Plan," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Tucker, West, Wheatley, Mr. Speaker—20.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, R. A. Davis, Dickinson, Donovan, Hughes, Livingston, Lowe, Marvel, Quigley, Rowan, Scott, Shockley, Speicher—15.

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

On motion of Mr. Maclary, SB 275—"An Act Appropriating Funds to the Hockessin Consolidated School District No. 29, to Meet a Deficiency," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Prettyman, Pyott, Quigley, Sapp, Speicher, Tucker, West, Mr. Speaker—24.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Hughes, Livingston, Press, Rowan, Scott, Shockley, Wheatley—11.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 15th, 1953.

78TH LEGISLATIVE DAY

House met pursuant to adjournment at 1:10 P. M., E. S. T., on May 15th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—32.

Members absent—Messrs. C. Davis, Hughes, Rowan—3.

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

HB 295, on motion by Mr. Campbell, was recommitted.

HB 498 was stricken by Mr. Battersby.

HB 502 was stricken by Mr. Pyott.

SB 62 was restored to the calendar on motion by Mr. Hudson, seconded by Mr. Pyott.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 169** with **SA 1** (on its merits), by Education; **SB 401**, by Claims.

Mrs. Vera G. Davis introduced the following resolution which on further motion by her was adopted: **HR 79**—"Conveying the Congratulations and Good Wishes of the House of Representatives to the Honorable J. Caleb Boggs, Governor of the State of Delaware, on his 44th Birthday."

WHEREAS, the members of the House of Representatives of the 117th General Assembly, have learned that today, May 15, 1953, marks the 44th birthday of the Honorable J. Caleb Boggs, Governor of our beloved State of Delaware; and

WHEREAS, the members of the House of Representatives of the 117th General Assembly regard it as an honor and pleasure to express their congratulations to him on this day; and

WHEREAS, the members of the House of Representatives believe they speak for the citizens of the State of Delaware in this conveyance of kood wishes and respects to the chief executive with whom we are proudly associated in the operation of the government of our State; NOW, THEREFORE,

BE IT RESOLVED, by the House of Representatives of the 117th General Assembly of the State of Delaware, in regular session met, that the best wishes and the firmest hope for his continued success as a man and as a leader of his State are hereby conveyed to our highly respected Governor, the Honorable J. Caleb Boggs, on his 44th birthday; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House, a copy delivered to the press and a copy thereof be sent to Governor Boggs.

Mr. Tucker introduced the following resolution which on further motion by him was adopted: **HR 80**—"Relative to the Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the sum of One Thousand Six Hundred and Seventy Dollars and Forty Cents (\$1,670.40) is hereby appropriated out of the moneys of the State Treasury, not otherwise appropriated,

for the payment to the Delaware State News, Inc., of Dover, Delaware, the lowest and responsible bidder, for collecting data, compiling, editing and publishing the daily calendar for the House of Representatives of the State of Delaware, for May 11, 1953 up to and including May 15, 1953, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with this Session.

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

HB 548—"An Act to Amend Title 9, Delaware Code of 1953, Relating to the Salaries of the Comptroller, Clerk of the Peace, and Recorder of Kent County," by Scott (by request); to Revised Statutes.

HB 549—"An Act to Amend Title 7, Delaware Code of 1953, Entitled "Conservation", and Relating to Hard Shell Crabs," by Pyott and Blendt; to Fish, Oysters and Game.

HB 550—"An Act to Amend Title 28, Delaware Code of 1953, by Providing for the Licensing, Regulation and Control of Dog Racing Within New Castle County in the State of Delaware," by Quigley; to Revised Statutes.

HB 551—"An Act to Amend Chapter 27, Title 18, Delaware Code of 1953, Relating to Taxes and Fees for Insurance Companies, Agents and Brokers; Tax on Gross Premiums and Deductions," by Speicher; to Revenue and Taxation.

HB 552—"An Act to Amend Chapter 3, Title 18, Delaware Code of 1953, Relating to Insurance Commissioner, by Providing for the Employment of an Insurance Analyst and Making an Appropriation Therefor," by Speicher; to Insurance and Banking.

HB 553—"An Act to Amend Title 10, of the Delaware Code of 1953, Relating to the Method of Drawing Grand Juries and the Terms of Same," by Jones and Dickinson; to Judiciary and Crime.

HB 554—"An Act to Amend Title 10 of the Delaware Code of 1953, Relating to Limitation of Appeals from the Court of Chancery and from the Orphans' Court," by Jones and Dickinson; to Revised Statutes.

HB 555—"An Act Proposing a Certain Amendment to Article IV of the Constitution of the State of Delaware, Relating to the Judiciary," by Jones and Dickinson; to Judiciary and Crime.

HB 556—"An Act to Amend Chapter 39, Title 30, Delaware Code of 1953, Relating to the Commutation of State Taxes of Certain Railroad Companies," by Speicher, Keller and Lowe; to Revenue and Taxation.

HB 557—"An Act to Amend Chapter 31, Title 19, Delaware Code of 1953, Relating to Unemployment Compensation Commission; Compensation of Chairman and Other Commissioners," by Sapp; to Revised Statutes.

HB 558—"An Act to Amend Chapter 21, Title 19, Delaware Code of 1953, Relating to Industrial Accident Board; Compensation and Travel Expenses of Board and Assistants," by Sapp; to Revised Statutes.

HB 559—"An Act to Further Amend An Act Entitled "An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington", Passed at Dover, Delaware, April 13, 1953, as Amended by Chapter 215, Volume 19, Laws of Delaware, Relating to Curbing and Paving Liens Against Property Owned by Religious, Educational or Charitable Agencies," by Shockley; to Revised Statutes.

HB 560—"An Act Amending Chapter 69, Title 29, Delaware Code of 1953, Relating to Contracts for Public Improvements and Requiring Questionnaires and Financial Statements from Propsed Bidders on Public Improvements," by Battersby; to Revised Statutes.

On motion of Mr. Jones, **HB 38**—"An Act Appropriating Certain Monies to Harry E. Wilhelm and Orah R. Wilhelm in Payment of the Claim of Said Harry E. Wilhelm and Orah R. Wilhelm Against the State of Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Jones introduced **HA 1**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, West, Wheatley, Madam Speaker—30.

Nays—Mr. Donovan—1.

Not Voting—Mr. Tucker—1.

Absent—Messrs. C. Davis, Hughes, Rowan—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Maclary, **HB 255**—"An Act to Amend Chapter 59, Title 11, Delaware Code of 1953, Relating to Justice of the Peace; Fines and Costs; Collection and Disposition," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, R. A. Davis, Dickinson, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hughes, Lowe, Prettyman, Quigley, Rowan, Scott—12.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 294**—"An Act to Amend Chapter 31, Title 20, Delaware Code of 1953, Relating to Civil Defense; Immunity," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Dickinson, Hicks, Hoey, Hudson, Jones, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—29.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Donovan, Hamilton, Hughes, Rowan—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Quigley, **HB 346**—"An Act Appropriating Money to the Board of School Trustees of the Rose Hill-Minquadale School District No. 47 for the Purpose of Maintaining Crossing Guards at Landers Lane and New Castle Avenue for the Colwyck School," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Dickinson, Donovan, Hicks, Hoey, Hudson, Jones, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—31.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hamilton, Hughes, Rowan—4.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Moore, **HB 384**—"An Act Appropriating Certain Money to the State Board of Education for the Use by Said Board for the Construction of a New Room to Corbett School No. 61, at Odessa, Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion by Mr. Moore, action was deferred.

On motion of Mrs. Vera G. Davis, **HB 402**—"An Act to Amend Title 16, Delaware Code of 1953 Entitled "Health and Safety" by Creating a State Anatomical Board to Distribute Certain Dead Bodies for Medical Research," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Keller, Maclary, Mitchell, Sapp, Wheatley, Mr. Speaker—10.

Nays—Messrs. Blendt, Dickinson, Hicks, Livingston, Marvel, Moore, Prettyman, Quigley, Scott, Shockley—10.

Not Voting—Messrs. Hoey, Lester, Press, Pyott, Speicher, Tucker, West—7.

Voting Present—Mr. Hudson—1.

Absent—Messrs. Bostick, C. Davis, Donovan, Hamilton, Hughes, Lowe, Rowan—7.

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

On motion of Mrs. Vera G. Davis, **HB 410**—"An Act Appropriating Funds to the Revised Code Commission for the Purchase of Additional Sets of the Delaware Code of 1953," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Maclary introduced **HA 1**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Blendt, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hicks, Hoey, Hudson, Keller, Lester, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—27.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, Campbell, C. Davis, Donovan, Hamilton, Hughes, Livingston, Rowan—8.

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

On motion of Mr. Maclary, **HB 419**—"An Act Appropriating Certain Moneys to Delaware Safety Council for Operation Expenses," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Campbell, R. A. Davis, Hicks, Keller, Lester, Mitchell, Press, Pyott, Sapp, Tucker, Wheatley, Mr. Speaker—12.

Nays—Messrs. Battersby, Blendt, Mrs. Vera G. Davis, Messrs. Dickinson, Hudson, Livingston, Maclary, Marvel, Moore, Prettyman, Quigley, Scott, Shockley, Speicher—14.

Mr. Battersby, Mrs. Vera G. Davis, Messrs. Hudson, Maclary and Speicher changed their votes from yea to nay for purpose of restoration.

Not Voting—None.

Voting Present—Mr. West—1.

Absent—Messrs. Bostick, C. Davis, Donovan, Hamilton, Hoey, Hughes, Lowe, Rowan—8.

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

On motion of Mr. Blendt, **HB 443**—"An Act Authorizing the Board of Soil District Supervisors of the Soil Conservation District of Kent County to Certify that Certain Moneys Already Received or Hereinafter Received, for Construction of a Ditch Known as the South Herring Branch Ditch, Located East of Dover, Delaware, Have Been Collected in Accordance With the Requirements of House Bill No. 71, Passed by the 117th General Assembly, When and If Said Ditch Becomes a Legal Tax Ditch," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Donovan, Hamilton, Hughes, Lowe, Rowan—7.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hudson, **HB 473**—"An Act Amending Chapter 1, Title 3, Delaware Code of 1953, Entitled "State Board of Agriculture", by Providing for the Licensing of Testers of Grain for Moisture," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hicks, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Wheatley, Mr. Speaker—14.

Nays—Messrs. Blendt, Hoey, Hudson, Livingston, Moore, Shockley—6.

Messrs. Blendt and Hudson changed their votes from yea to nay for purpose of restoration.

Not Voting—Messrs. Dickinson, Keller, Lowe, Marvel, West—5.

Voting Present—Messrs. Prettyman, Quigley—2.

Absent—Messrs. Bostick, C. Davis, Donovan, Hamilton, Hughes, Rowan, Scott, Tucker—8.

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

On motion of Mr. R. A. Davis, **SB 244**—"An Act Authorizing the State Treasurer of the State of Delaware to Refund Certain Moneys to the Delaware Commission for the Blind, Said Monies Having Inadvertently Reverted to the General Fund of the State of Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Sapp, Scott, Shockley, Speicher, West, Wheatley, Mr. Speaker—27.

Nays—None.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Donovan, Hamilton, Hughes, Moore, Rowan, Tucker—8.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 19th, 1953.

79TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:25 P. M., E. S. T., on May 19th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—35.

Members absent—None.

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

GOVERNOR'S MESSAGES

May 18, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have made the following appointment:

George J. Schulz, Hartly, Delaware—to be Delaware Liquor Commissioner for a term of five years, said term to expire May 15, 1958.

Respectfully submitted,

J. CALEB BOGGS
Governor of the State of Delaware

May 18, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the dates indicated I have signed the following bills:

May 14, 1953—SB 121

May 14, 1953—SB 198

May 14, 1953—SB 267

May 14, 1953—HB 198

Respectfully submitted,

J. CALEB BOGGS
Governor of the State of Delaware

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 116** (on its merits), **HB 133** (on its merits), **HB 522** (on its merits), **HB 523** (on its merits), **HB 524**, **HB 543** (on its merits), **SB 381** (on its merits), by Revised Statutes; **HB 358**, by Printing and Supplies; **HB 553**, **HB 554**, by Judiciary and Crime; **HB 167** (on its merits), **HB 479**, by Revised Statutes; **HB 549**, by Fish, Oysters and Game; **HB 541**, by Public Health; **HB 275** (on its merits), **HB 315**, **HB 504**, **HB 510**, **SB 287**, by Appropriations.

HB 158 was restored to the calendar on motion by Mr. Scott, seconded by Mr. Marvel.

HB 419 was restored to the calendar on motion by Mr. Maclary, seconded by Mrs. Vera G. Davis.

HB 284 was stricken by Mrs. Vera G. Davis.

HB 495 was stricken by Mr. Hoey.

HS 1 for **HB 471**, on request by Mr. Jones, was recommitted to Public Health.

HB 287, on request by Mr. Jones, was recommitted to Judiciary and Crime.

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval the following: **HB 246**, **HB 247**, **HB 110** with **SA 1**, **HB 190** with **SA 1**, **HCR 22** with **SA 1**.

The Speaker announced he is about to sign: **HB 246**, **HB 247**, **HR 79**.

The Speaker announced he is about to sign: **SB 218** with **SA 1**, **SB 63**, **SB 74**, **SB 87**, **SB 115**, **SB 116**, **SB 117**, **SB 128**, **SB 200**, **SB 221**, **SB 268**, **SB 275**, **SB 244**, **SB 248**.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 277—"An Act to Amend Chapter 57, Title 29, Delaware Code of 1953 Relating to Social Security by Permitting Certain Officers and Employees of the State and Local Governments to be Excluded from Coverage Under the Social Security Act; by Authorizing the Exclusion of All Employees of the State from Coverage Under Said Act, and by Increasing the Interest Rate Which May be Charged by the State Agency Against Any Political Subdivision Which Is Delinquent in the Payments Provided Therein," to Revised Statutes.

SB 364—"An Act to Amend Sub-Chapter II, Chapter 23, Title 7, Delaware Code of 1953, Relating to the Taking of Oysters from Broadkilm River or Its Tributaries," to Fish, Oysters and Game.

SB 425—"An Act to Appropriate Money to the Board of Parole for the Purpose of Defraying Expenses of the Said Board for the Fiscal Year Ending July 1, 1953," to Appropriations.

SB 444—"An Act to Repeal Chapter 55 of Title 29 of the Delaware Code of 1953 Relating to the Employees' Pension Plan; to Continue Certain Pension Rights; to Appropriate Certain Funds," to Revised Statutes.

SB 445—"An Act to Establish a State Employees' Pension Plan to Supplement Benefits Payable Under the Social Security Act," to Revised Statutes.

SB 446—"An Act to Amend Chapter 55 of Title 29 of the Delaware Code of 1953 Relating to the State Employees' Pension Plan," to Revised Statutes.

SB 447—"An Act to Appropriate Funds for the Payment of State Contributions for Employee Coverage Under the Social Security Act," to Appropriations.

Mr. Battersby introduced the following resolution which on further motion by him was adopted: **HR 81**—"Authorizing Payments on Account to Attaches and Employees."

BE IT RESOLVED that the Treasurer of the State of Delaware is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon order of the Speaker of the House of Representatives, up to the sum of Nine Hundred Dollars (\$900.00) to each attache of the House of Representatives who has served continuously for eighty legislative days; and to likewise pay to each attache of the House of Representatives who has served seventy legislative days continuously since the tenth legislative day the sum of Seven Hundred and Fifty Dollars (\$750.00); and to likewise pay to each attache of the House of Representatives who has served sixty legislative days continuously since the twentieth legislative day the sum of Six Hundred and Fifty Dollars (\$650.00); and to likewise pay to each attache of the House of Representatives who has served fifty legislative days continuously since the thirtieth legislative day the sum of Five Hundred and Twenty-five Dollars (\$525.00); and to likewise pay to each attache of the House of Representatives who has served forty legislative days continuously since the fortieth legislative day the sum of Four Hundred and Twenty-five Dollars (\$425.00); and to likewise pay to each attache of the House of Representatives who has served thirty legislative days continuously since the fiftieth legislative day the sum of Three Hundred Dollars (\$300.00); and to likewise pay to each other attache of the House of Representatives who has served ten legislative days continuously since the seventieth legislative day the sum of One Hundred Dollars (\$100.00); all such payments being part payment and compensation due such respective attache of the House of Representatives, and such payment or payments constituting a necessary expense of the Session.

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

HB 561—"An Act to Appropriate Money to Joseph Krauss, a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," by Tucker; to Claims.

HB 562—"An Act to Amend Title 1, Delaware Code of 1953, Entitled "General Provisions" by Providing for the Continuous Revision of the Delaware Code of 1953 and Appropriating Funds," by V. G. Davis; to Revised Statutes.

HB 563—"An Act to Amend the Delaware Code of 1953, by Correcting Errors Therein," by V. G. Davis; to Revised Statutes.

HB 564—"An Act Amending Chapter 96, Title 9, Delaware Code of 1953, Relating to Reports by Recorders of Real Estate Transfers," by Marvel; to Revised Statutes.

HB 565—"An Act Appropriating Certain Monies to Hambleton Company, Inc., in Payment for Certain Printing Done for the State of Delaware, and Authorizing and Directing the State Treasurer to Pay the Same," by V. G. Davis; to Appropriations.

On motion of Mrs. Vera G. Davis, **HB 343**—"An Act to Appropriate Funds to the Attorney General for a Study of the Justice of the Peace System of the State of Delaware and Making Recommendations Thereon," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—17.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Quigley, Rowan, Scott, Shockley—15.

Not Voting—Mr. Press—1.

Absent—Messrs. Prettyman, West—2.

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

On motion of Mr. Maclary, **HB 390**—"An Act to Amend Title 17, Delaware Code of 1953, Entitled "Highways" in Respect to Railroad Crossings," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Maclary introduced **HA 1**, which was read and on his further motion adopted.

Mr. Battersby introduced **HA 2**, which was read and on his further motion, action was deferred on the Amendment and the Bill.

On motion of Mr. Tucker, **HB 392**—"An Act to Amend Title 11, Delaware Code of 1953, Entitled "Crimes and Criminal Procedure" by Providing for Reports of Treatment of Wounds Caused by Firearms," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Tucker introduced **HA 1**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hoey, Hudson, Hughes, Lester, Maclary, Marvel, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—21.

Nays—Messrs. Blendt, Bostick, C. Davis, Donovan, Livingston, Moore, Quigley, Scott, Shockley—9.

Not Voting—None.

Absent—Messrs. Keller, Lowe, Prettyman, Rowan, West—5.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 20th, 1953.

80TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:25 P. M., E. S. T., on May 20th, 1953.

House Members repeated the Lord's Prayer, led by Mrs. Vera G. Davis.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—35.

Members absent—None.

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

GOVERNOR'S MESSAGE

May 20, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have made the following appointment:

Kathryn Davidson, R. N., Hillcrest, Delaware—to be re-appointed as a member of the Board of Examiners of Graduate Nurses for a term of three years, said term to expire May 22, 1956.

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The Secretary of the Senate informed the House that the Senate had concurred in **HB 124**, **HB 157**, **HB 271** with **HA 1**, **HB 375**, and that the Senate had passed and requested the concurrence of the House in the following bills and resolution, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 234—"An Act to Amend Chapter 81, Title 9, Delaware Code of 1953, by Exempting from Taxation and Assessment the Delaware Academy of Medicine, Inc.," to Revenue and Taxation.

SB 241—"An Act to Amend Chapter 5, Title 17, Delaware Code of 1953, Entitled "Highway, Roads and Bridges Generally" by Prohibiting the State Highway Department from Planting or Permitting the Growth of Wire or Bermuda Grass on Certain Property Under the Control of the State Highway Department," to Public Buildings and Highways.

SB 292—"An Act to Amend Title 29, Delaware Code of 1953, by Creating a State Sinking Fund to Take Care of Post-War Highway Improvement Bonds of 1948, Constituting the State Treasurer as a Sinking Fund Commisisoner and Providing for Appropriations from the General Fund Into the Said Sinking Fund," to Appropriations.

SB 300—"An Act to Amend Title 29, Delaware Code of 1953, Entitled "State Government" in Regard to Overtime Pay for State Employees," to Revised Statutes.

SB 360—"An Act to Amend Title 15, Delaware Code of 1953, Entitled "Elections" in Respect to Absentee Voting at General Elections," to Elections.

SB 396—"An Act Appropriating Funds to the Board of Game and Fish Commissioners of the State of Delaware to be Used for the Purpose of Removing Old and Abandoned Duck Blinds, Ship Wrecks and Other Dangerous Obstructions

from the Indian River and Indian River Bay," to Appropriations.

SB 409—"An Act Authorizing "St. Andrews Church, Wilmington, Delaware", a Delaware Corporation, Situate at Eighth and Shipley Streets in the City of Wilmington, New Castle County, State of Delaware, to Disinter and Remove from the Old and Long Unused Cemetery of Said Church the Bodies Now Buried Therein and Reinter Said Bodies in Consecrated Ground Under the Said Church," to Miscellaneous.

SB 411—"An Act to Amend Chapter 7, Title 7, Delaware Code of 1953, Relating to Game and Fish—Regulations, etc., by Regulating the Erection and Removal of Booby, Brush Stake Blinds," to Fish, Oysters and Game.

SB 421 with SA 1—"An Act to Amend Title 15, Delaware Code of 1953, Entitled "Elections" Relating to Ballots, Election Supplies, Polling Places, Election Officers and Conduct of Election," to Elections.

SB 460—"An Act Making an Appropriation to Ellendale School Number 125 for the Necessary Improvements to the Sewage Disposal System," to Appropriations.

SCR 25—"Expressing the Sympathy of the Senate and the House of Representatives to the Widow and Family of the Late Albert T. Strawbridge."

SCR 25 was presented by the Chair and on motion by Mrs. Vera G. Davis was adopted and returned to the Senate. It was ordered that a copy of the resolution be made a part of the House Journal.

SCR 25—"Expressing the Sympathy of the Senate and the House of Representatives to the Widow and Family of the Late Albert T. Strawbridge."

WHEREAS, on May 17, 1953, Albert Strawbridge, President of the City Council of Wilmington, departed this life, and

WHEREAS, Mr. Strawbridge during his lifetime was a devoted public servant in that he had served two terms as President of the City Council and was aspiring to a third term in the same office, and

WHEREAS, during World War I Mr. Strawbridge enlisted as a private and was promoted to Sergeant 1st Class, and saw action in France in defense of his country, and

WHEREAS, Mr. Strawbridge was long active in politics and was elected as Councilman for the 12th Ward of Wilmington in 1939 and held that position continuously for a period of fourteen years, and

WHEREAS, Mr. Strawbridge, during his tenure in office, had the courage of his convictions on some very controversial issues and never failed to express himself upon any issue which came before him, and

WHEREAS, Mr. Strawbridge was, beyond question, one of the most colorful and interesting personalities in the government of the City of Wilmington, and

WHEREAS, during his lifetime Mr. Strawbridge was a sincere, conscientious and honest citizen, loved and honored by his many friends as well as his opponents, and

WHEREAS, he served his offices with unselfishness and for the common good of the people of Wilmington, and

WHEREAS, it is with deep regret that the Senate and the House of Representatives have learned of the passing away of a public servant and a friend, NOW, THEREFORE,

BE IT RESOLVED, by the Senate of the 117th General Assembly of the State of Delaware, the House of Representatives concurring therein, as follows:

THAT the heartfelt sympathy of the Senate and the House of Representatives of the 117th General Assembly of the State of Delaware and of each member thereof, is hereby expressed and extended unto the widow and the family of the late Albert T. Strawbridge for the great loss which they have suffered by reason of his death on the 17th day of May, 1953, and further.

THAT we do humbly and reverently pray to God Almighty that He comfort and be with the bereaved widow and the family of the late Mr. Strawbridge in this hour of their bereavement and, further,

THAT a copy of this Concurrent Resolution be spread upon the respective journals of the Senate and the House of Representatives of the 117th General Assembly of the State of Delaware and a copy be forwarded to his widow, Mrs. Dorothy Strawbridge, 100 Ruth Street, Wilmington, Delaware, and a further copy be delivered to the press.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **SB 240** with **SA 1**, by Public Buildings and Highways; **HB 234** (on its merits), by Judiciary and Crime; **HB 561**, by Claims; **HB 494**, by Elections.

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval, the following: **HB 124**, **HB 375**, **HB 271** with **HA 1**.

The Speaker announced he is about to sign: **HB 124**, **HB 271** with **HA 1**, **HB 375**.

Mrs. Vera G. Davis introduced the following resolution which on further motion by her was adopted: **HR 82**—"Requesting Return of House Bill No. 431 from the Senate of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the Senate of the 117th General Assembly of the State of Delaware be and the same is hereby requested to return to the House of Representatives for reconsideration House Bill No. 431.

Mr. Battersby introduced the following resolution which on further motion by him was adopted: **HR 83**—"Authorizing the Payment of Certain Expenses for Telephone Service."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware that the hereinafter named amount is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, on account of expenses connected with the present Session and necessary to the work of the Session, as follows:

The Diamond State Telephone Company, for service connection charge, equipment and local service and calls on telephone numbered Dover 2660, and covering the period from April 7, 1953 up to and including May 6, 1953 \$33.13

The following substitute bill with title the same as the original bill was introduced, given first and second readings by title only, and referred to committees as follows: **HS 1** for **HB 158**, to Revised Statutes.

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

HB 566—"An Act to Amend Chapter 21, Title 24, Delaware Code of 1953, Entitled "Optometry" by Increasing the Causes of Revocation of Certificate; by Further Defining the Practice of Optometry; and by Providing for an Additional Limited Exemption," by Hudson; to Revised Statutes.

HB 567—"An Act to Amend Chapter 55, Title 29, Delaware Code of 1953, Entitled "State Employees Pension Plan" by Further Defining "Covered Employee," by Campbell; to Revised Statutes.

HB 568—"An Act to Amend Chapter 166, Volume 37, Laws of Delaware, Entitled "An Act to Reincorporate the Town of Selbyville" as Amended by Increasing the Required Length of Residence to be Eligible to Vote at the Town Election," by Mitchell; to Municipal Corporations.

HB 569—"An Act to Amend Chapter 1, Title 26, Delaware Code of 1953, Relating to Public Service Commission; Compensation of Commissioners," by Sapp; to Revised Statutes.

HB 570—"An Act Appropriating Certain Moneys to the State Highway Department for the Construction of Three Jetties at Kitts Hummock Beach on the Delaware Bay in Kent County," by Keller (by request); to Appropriations.

HB 571—"An Act to Amend Chapter 80, Title 9, Delaware Code of 1953, Relating to County Tax Levy by Providing for a One Cent Tax Levy on Each \$100 of Assessed Valuation for the Purpose of Distribution Among Volunteer Fire Companies," by Quigley and Jones; to Revised Statutes.

On motion of Mrs. Vera G. Davis, **HB 356**—"An Act Amending Chapter 11, Chapter 17 and Chapter 33, Title 24, Delaware Code of 1953, by Authorizing the Medical Council of Delaware, the Delaware State Board of Dental Examiners and the State Board of Veterinary Examiners to Provide

for the Temporary Admission to Practice Medicine, Dentistry and Veterinary Medicine During an Emergency Period," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Bostick, Campbell, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Hughes, Keller, Lester, Livingston, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Tucker, West, Wheatley, Mr. Speaker—22.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, C. Davis, R. A. Davis, Dickinson, Donovan, Hoey, Lowe, Marvel, Prettyman, Rowan, Scott, Shockley, Speicher—13.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Maclary, **HB 390** with **HA 1**—"An Act to Amend Title 17, Delaware Code of 1953, Entitled "Highways" in Respect to Railroad Crossings," was taken up for reconsideration, having been previously read in order to pass the House.

Mr. Battersby withdrew **HA 2**, which had been previously introduced, but not adopted.

Mr. Battersby introduced **HA 3**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Lowe, Maclary, Mitchell, Press, Pyott, Quigley, Rowan, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Marvel, Moore, Prettyman, Scott—12.

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

On motion by Mrs. Vera G. Davis that **HB 431** with **HA 1**—"An Act to Amend Chapter 11 of Title 30, Delaware Code of 1953, Relating to the Income Tax and Appropriating Funds," be taken up for reconsideration having been previously read a third time and amended by **HA 1**. Mr. Dickinson requested a roll call on the motion and the roll call revealed:

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller,

Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Marvel, Moore, Prettyman, Rowan, Scott, Shockley, West—15.

Not Voting—None.

Absent—Messrs. Lowe, Quigley—2.

So the question was decided in the affirmative and the bill was taken up for reconsideration.

Mr. Hamilton introduced **HA 2**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Quigley, Rowan, Scott, Shockley—15.

Not Voting—None.

Voting Present—Messrs. Prettyman, West—2.

Absent—None.

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

On motion of Mr. Maclary, **HB 459**—"An Act to Amend Chapter 51, Title 3, Delaware Code of 1953, Relating to Delaware State Apple Commission; Powers and Duties of the Commission," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Prettyman, Pyott, Sapp, Speicher, Tucker, West, Wheatley, Mr. Speaker—20.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Quigley, Rowan, Scott, Shockley—15.

Not Voting—None.

Absent—None.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Maclary, **HB 460**—"An Act to Amend Chapter 51 and 53, Title 3, Delaware Code of 1953, Relating to Delaware State Apple Commission and Tax Upon Apples; Appropriations; Expenditures; Unexpended Appropriations;

Payment of Tax; Reports of Commission," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Prettyman, Pyott, Sapp, Speicher, Tucker, West, Wheatley, Mr. Speaker—22.

Nays—Messrs. Bostick, Donovan, Hoey, Hughes, Livingston, Marvel, Quigley, Scott, Shockley—9.

Not Voting—Messrs. Dickinson, Lowe—2.

Voting Present—Mr. Rowan—1.

Absent—Mr. Moore—1.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Battersby, **HB 465**—"An Act Proposing an Amendment to Section 17 of Article II of the Constitution of the State of Delaware Relating to Lotteries," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

On motion of Mr. Quigley that the bill be deferred and as a result of a roll call on this motion, the roll call revealed:

Yeas—Messrs. Bostick, C. Davis, Dickinson, Hughes, Livingston, Marvel, Prettyman, Quigley, Rowan, Scott, Shockley, West—12.

Nays—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Not Voting—None.

Voting Present—Messrs. Hoey, Lowe, Moore—3.

Absent—Messrs. Blendt, Donovan—2.

So the question was decided in the negative and the motion for deferment was lost.

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

Yeas—Messrs. R. A. Davis, Keller, Lester, Maclary, Press, Prettyman, Pyott, Wheatley, Mr. Speaker—9.

Nays—Messrs. Battersby, Campbell, Mrs. Vera G. Davis, Messrs. Hudson, Lowe, Mitchell, Quigley, Rowan, Sapp, Shockley, Tucker, West—12.

Messrs. Battersby, Campbell, Mrs. Vera G. Davis, Messrs. Hudson, Quigley and Shockley changed their votes from yea to nay for purpose of restoration.

Not Voting—None.

Voting Present—Messrs. Hamilton, Hicks, Speicher—3.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Marvel, Moore, Scott—11.

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

On motion of Mr. Hudson, SB 101—"An Act to Amend Title 21, Delaware Code of 1953 with Reference to Motor Vehicles, by Providing That All New Motor Vehicles Licensed in This State After July 1, 1953, Must be Equipped with Directional Signal Lights," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—Messrs. Prettyman, Quigley, West—3.

Not Voting—None.

Absent—None.

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

On motion of Mr. Mitchell, SB 150—"An Act Amending Chapter 79, Title 3, Delaware Code of 1953, Relating to "Animals—Miscellaneous Provisions" by Making Peace Officers of the Agents of the Delaware Society for the Prevention of Cruelty to Animals," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Press, Pyott, Sapp, Tucker, Wheatley, Mr. Speaker—15.

Nays—Messrs. Blendt, Bostick, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Mitchell, Moore, Quigley, Rowan, Scott, Shockley—17.

Mrs. Vera G. Davis and Mr. Mitchell changed their votes from yea to nay for purpose of restoration.

Not Voting—None.

Voting Present—Messrs. Speicher, West—2.

Absent—Mr. Prettyman—1.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 21st, 1953.

81ST LEGISLATIVE DAY

House met pursuant to adjournment at 12:46 P. M., E. S. T., on May 21st, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—33.

Members absent—Messrs. Marvel, Prettyman—2.

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

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bill, which was presented by the Chair, given first and second readings by title only, and referred to committee as follows:

SB 426—"An Act to Amend Title 14, Delaware Code of 1953, Entitled "Education" in Respect to the Manner in Which the Number of Units in a School District Shall be Determined," to Education.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following resolution, which was presented by the Chair and on motion by Mrs. Vera G. Davis was adopted and returned to the Senate: **SCR 26**—"Extending the Sympathy of the General Assembly of the State of Delaware to the Widow and the Relatives Upon the Passing of the Honorable G. Clifton Maull."

WHEREAS, the Senate and the House of Representatives of the 117th General Assembly have learned with great regret of the passing former Senator G. Clifton Maul, a resident of Lewes, Delaware, and

WHEREAS, the Honorable G. Clifton Maull served faithfully and honorably as a member of the Senate of the State of Delaware from 1931 to 1935, and

WHEREAS, Captain G. Clifton Maull was a pilot on the Delaware River and had continuously served since he was a young man, and

WHEREAS, Mr. Maull had ably served as a Town Councilman for the town of Lewes for a period of four years, and

WHEREAS, Mr. Maull at one time served the State of Delaware as a member of the Fish and Game Commission, and

WHEREAS, Mr. Maull was a charter member of the Lewes Volunteer Fire Company which was incorporated in 1923 and has held the positions of Chief and President, and had been active in the County and State Volunteer Fire organizations, and

WHEREAS, Mr. Maull was loved and respected by the Masonic Lodge of which he was a member, he having been affiliated with the Lu Lu Temple and the Nur Temple. He also served as a past Grand Tall Cedar and a past master of the Jefferson Lodge, and

WHEREAS, Mr. Maull was a member of the Sons of the American Revolution, and

WHEREAS, Mr. Maull was Chairman of the Lewes Memorial Commission, and

WHEREAS, Mr. Maull was active in church affairs in the Episcopal Church and had held the positions of Junior Warden and Vestryman, and

WHEREAS, Mr. Maull served his country during World War II and attained the rank of Lieutenant Commander in the United States Coast Guard, and

WHEREAS, Mr. Maull unselfishly helped those who were in trouble or needy, regardless of race, color, creed or political affiliations, and

WHEREAS, Mr. Maull was instrumental in forming Post No. 17 of the American Legion and was active in the affairs of Veterans, and

WHEREAS, Mr. Maull was recently re-elected as Sussex County Chairman of the Republican Party and had been active in politics most of his life. However, his first consideration was the welfare of the people, his state and his country; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 117th General Assembly of the State of Delaware, the House of Representatives concurring therein, as follows:

THAT the members of the 117th General Assembly do hereby express their deep regret and heartfelt sympathy unto the widow and the family of the late Honorable G. Clifton Maull for the great loss which they have suffered by his passing on the 20th day of May, 1953, and, further

THAT we do humbly and reverently pray to God Almighty that He comfort and be with the bereaved widow and the family of the late Mr. Maull in this hour of their bereavement and, further

THAT a copy of this Concurrent Resolution be spread upon the respective journals of the Senate and the House of Representatives of the 117th General Assembly of the State of Delaware and a copy be forwarded to his widow, Mrs. Jennie Stanton Maull, State Street, Lewes, Delaware, and a further copy be delivered to the press.

Mr. Campbell introduced the following resolution which on further motion by him was adopted and ordered to the

Senate for concurrence: **HCR 23**—"Providing for Adjournment of the House of Representatives and the Senate Until Monday, May 25, 1953."

BE IT RESOLVED by the House of Representatives, the Senate concurring therein, that at the close of the Legislative Day, May 21, 1953, both houses of the General Assembly shall adjourn until Monday, May 25, 1953, at 12 noon, Eastern Standard Time.

The Secretary of the Senate informed the House that the Senate had concurred in **HCR 23**.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 505, HB 533, HB 534, HB 536, HB 544, HB 565** (on its merits), **SS 1** for **SB 35, SB 162, SB 272, SB 278, SB 345, SB 357, SB 388, SB 389, SB 391, SB 425, SB 447**, by Appropriations; **HB 166, HB 194** (unfavorably), **HB 320, HB 321, HB 322, HB 347, HB 357** (on its merits), **HB 368** (on its merits), **HB 396, HB 478** (on its merits), **HB 500** (on its merits), **HB 507** (on its merits), **HB 514**, by Revised Statutes; **HB 535**, by Accounts; **HB 413** (on its merits), **HB 542**, by Revenue and Taxation.

HB 465 on motion by Mrs. Vera G. Davis, seconded by Mr. Battersby, was retored to the calendar.

HB 402 on motion by Mr. Moore, seconded by Mr. Blendt, was restored to the calendar.

HB 419 was recommitted on request by Mr. Maclary.

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

HB 572—"An Act to Appropriate Money to William A. Hill, a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," by Moore and V. G. Davis; to Appropriations.

HB 573—"An Act to Amend Chapter 3, Title 9, Delaware Code of 1953, Relating to the Salaries of the Levy Court Commissioners of Kent and Sussex Counties," by Pyott (by request); to Claims.

HB 574—"An Act to Amend Chapter 96, Title 9, Delaware Code of 1953, Entitled "Recorders," Relating to the Recordation of Instruments in Kent and Sussex Counties and Authorizing and Directing the Levy Courts of Kent and Sussex Counties to Purchase Books and Equipment to Carry Out the Purposes of This Act," by Sapp; to Revised Statutes.

HB 575—"An Act to Amend Chapter 96, Title 9, Delaware Code of 1953 Entitled "Recorders" and Relating to Collection of Recording Fees," by V. G. Davis; to Revised Statutes.

HB 576—"An Act Requiring the State Highway Department to Erect an Overhead Illuminating Electric Light on Barley Mill Road Where It Intersects with Overbrook Road,

in Christiana Hundred, New Castle County, Delaware," by V. G. Davis; to Public Buildings and Highways.

HB 577—"An Act Appropriating Certain Moneys to the State Highway Department to Conduct an Educational Campaign on Street and Highway Safety," by Maclary; to Appropriations.

HB 578—"An Act Appropriating Certain Monies to the Adjutant General's Department, Delaware National Guard, for the Purpose of Constructing Armories," by Maclary; to Appropriations.

HB 579—"An Act Amending Chapter 23, Title 30, Delaware Code of 1953, Repealing the Occupational Licenses of "Conveyancer," by Sapp; to Revised Statutes.

HB 580—"An Act Amending Title 20, Delaware Code of 1953, to Provide for Payments to Persons Who Served in the Armed Forces of the United States During the Period Beginning June 1, 1950 and Ending Six Months After the Date of an Armistice Ending the Hostilities in Korea, and to Designated Beneficiaries of Such Persons; to Create the Delaware Korean Veterans' Military Pay Commission to Carry Out Certain Provisions of This Act; to Authorize the Selection of Assistants to Said Commission; to Provide for a Review of Decisions Affecting Claims Made Under the Act; to Make Appropriations and to Authorize the Issuance of Bonds and Bond Anticipation Notes of the State of Delaware to Carry Out the Provisions of This Act; to Accept Federal Supplementary Funds for Said Purpose; and to Prescribe Penalties for Violations of the Provisions of This Act," by Shockley; to Appropriations.

HB 581—"An Act Amending Chapter 1, Title 3, Delaware Code of 1953, Relating to State Board of Agriculture, by Providing for the Licensing of Testers of Grain for Moisture," by Hudson and Blendt; to Agriculture.

On motion of Mr. Sapp, **HB 199**—"An Act to Amend Chapter 55, Title 29, Delaware Code of 1953, Entitled "State Employees Pension Plan," by Providing for Payment of Pensions to the Widow or Minor Children or Sole Dependent Parent of Any Employee in Covered Employment Who Shall Die After Having Been Retired With Pension Benefits," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Scott, Shockley, West—17.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Sapp, **HB 201**—"An Act to Amend Title 29, Delaware Code of 1953 Entitled "State Government" by Bringing Certain Employees of the State Highway Department Under the State Pension Plan," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Scott, Shockley, West—17.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Campbell, **HB 387** with **HA 1**—"An Act to Amend Title 11, Delaware Code of 1953 Entitled "Crimes and Criminal Procedure" by Providing for Reports in Cases of Epilepsy," was taken up for reconsideration, having been previously read in order to pass the House.

Mr. Campbell introduced **HA 2**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Mr. Quigley—1.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Rowan, Scott, Shockley, West—16.

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

On motion of Mrs. Vera G. Davis, **HB 437**—"An Act to Amend Chapters 1, 3, 5 and 19 of Title 10, Delaware Code of 1953, Relating to the Supreme Court, Court of Chancery and Superior Court," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion by Mrs. Davis action was deferred.

On motion of Mr. Sapp, **HB 474**—"An Act to Amend Title 25, Delaware Code of 1953, by Providing for Damages in Civil Suits for Willful Timber Trespass," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Quigley, Rowan, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—20.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Scott, Shockley, West—15.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hudson, **SB 97**—"An Act to Amend Title 7, Delaware Code of 1953 Relating to "Conservation" with Reference to the Holding of Field Trials," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Hughes, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Rowan, Scott, Shockley, West—17.

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

On motion of Mrs. Vera G. Davis and in accordance with **HCR 23** the House adjourned until 12:00 o'clock Noon, May 25th, 1953.

82ND LEGISLATIVE DAY

House met pursuant to adjournment at 12:15 P. M., E. S. T., on May 25th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—33.

Members absent—Messrs. C. Davis, Hughes—2.

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

The Speaker announced he is about to sign: **HCR 23, SB 101, SB 129 with HA 1 and HA 2, SCR 25.**

HB 427 was recommitted on request by Mr. Wheatley.

HB 59 was stricken on request by Mr. Mitchell.

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, May 26th, 1953.

83RD LEGISLATIVE DAY

House met pursuant to adjournment at 12:35 P. M., E. S. T., on May 26th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Member absent—Mr. Hughes—1.

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

GOVERNOR'S MESSAGE

May 25, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the dates indicated I have signed the following bills and resolutions:

May 20, 1953—**HB 190** with SA 1

May 20, 1953—**HB 110** with SA 1

May 20, 1953—HB 246
 May 20, 1953—HB 247
 May 20, 1953—HCR 22 with SA 1
 May 21, 1953—HB 271 with HA 1
 May 21, 1953—HB 124
 May 22, 1953—SS 1 for SB 365
 May 25, 1953—HB 375
 May 25, 1953—SB 63
 May 25, 1953—SB 115
 May 25, 1953—SB 87
 May 25, 1953—SB 128
 May 25, 1953—SB 117
 May 25, 1953—SB 218 with SA 1
 May 25, 1953—SB 221
 May 25, 1953—SB 244
 May 25, 1953—SB 275
 May 25, 1953—SB 200
 May 25, 1953—SB 101
 May 25, 1953—SB 116
 May 25, 1953—SB 74
 May 25, 1953—SCR 25

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The Secretary of the Senate informed the House that the Senate had adopted SR 74 and requested the compliance of the House therewith: SR 74—"Requesting Return of Senate Bills Nos. 444, 445, 446 and 447 from the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the Senate of the 117th General Assembly of the State of Delaware, that the House of Representatives of the 117th General Assembly of the State of Delaware is requested to return to the Senate for reconsideration Senate Bills Nos. 444, 445, 446 and 447.

On motion by Mrs. Vera G. Davis the Clerk of the House was instructed to return Senate Bills Nos. 444, 445, 446 and 447 to the Senate.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: HS 1 for HB 158 (on its merits), HB 389 (on its merits), HB 527, HB 550 (on its merits), HB 564 (on its merits), HB 566 (on its merits), HB 574, HB 579, by Revised Statutes; HB 568, by Municipal Corporations; HB 374 (on its merits), HB 428 (on its merits), HB 430 (on its merits) SB 364, by Fish, Oysters and Game; SB 241, SB 328 (on its merits), by Public Buildings and Highways; SB 409, by Miscellaneous; HS 1 for HB 471, by Public Health; HB 415 (on its merits), HB 416, HB 418, HB 512, by Revenue and Taxation; HB 539, SB 360, by Elections.

The Speaker announced he is about to sign: **SB 97, SCR 26.**

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval, the following: **HCR 23.**

Mr. Tucker introduced the following resolution which on further motion by him was adopted: **HR 84**—"Relative to the Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the sum of One Thousand Three Hundred and Sixty-three Dollars and Twenty Cents (\$1,363.20) is hereby appropriated out of the moneys of the State Treasury, not otherwise appropriated, for the payment to the Delaware State News, Inc., of Dover, Delaware, the lowest and responsible bidder, for collecting data, compiling, editing and publishing the daily calendar for the House of Representatives of the State of Delaware, for May 19, 1953 up to and including May 25, 1953, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with this Session.

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

HB 582—"An Act Appropriating Certain Money for the Payment of Claim of David F. Stewart Against the State," by Sapp; to Claims.

HB 583—"An Act Amending Chapter 39, Title 11, Delaware Code of 1953, to Provide for Including in the Sentence the Period of Imprisonment While Awaiting Sence," by Jones; to Judiciary and Crime.

HB 584—"An Act to Amend Chapter 11 of Title 30, Delaware Code of 1953, Relating to the Income Tax and Appropriating Funds," by Hamilton; to Revenue and Taxation.

HB 585—"An Act Authorizing and Directing the Secretary of State to Convey the Premises of St. Thomas' Methodist Church of Dagsboro Hundred, Sussex County, Delaware, to the Sussex Trust Company of Laurel, Delaware, as Trustee Under Certain Terms and Conditions," by Sapp, Lowe, Mitchell and West; to Miscellaneous.

HB 586—"An Act Appropriating Certain Money to the State Board of Education for Use by Said Board for the Purpose of Making Necessary Repairs to the Main Auditorium of the Georgetown High School in Georgetown, Delaware," by Sapp; to Appropriations.

HB 587—"An Act to Amend Chapter 5, Title 17, Delaware Code of 1953, Entitled "Highway", Relating to Trees, Shrubbery, Poles and Other Obstacles Located on State High-

way Rights-of-Way," by V. G. Davis; to Public Buildings and Highways.

HB 588—"An Act Amending Chapter 84, Title 9, Delaware Code of 1953, Relating to the Application of Moneys Received by the Receiver of Taxes and County Treasurer of New Castle County for Slum Clearance and Building of Low Rental Housing Units," by Shockley; to Revenue and Taxation.

HB 589—"An Act Amending Chapter 121, Volume 28, Laws of Delaware, Entitled "An Act Creating a Board of Assessment for the City of Wilmington, etc.", by Providing for an Assessment to be Used for Slum Clearance and Building of Low Rental Housing Units," by Shockley; to Municipal Corporations.

HB 590—"An Act Proposing an Amendment to Section 17 of Article II of the Constitution of the State of Delaware Related to Lotteries," by V. G. Davis (by request); to Revised Statutes.

On motion of Mr. Jones, **HB 196**—"An Act to Amend Chapter 1, Title 7 of the Delaware Code of 1953, Relating to the Board of Game and Fish Commissioners; Method of Securing Employees; Creating an Advisory Board and Defining the Duties and Powers Thereof," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, Hamilton, Keller, Lowe, Moore, Shockley, West, Mr. Speaker—9.

Nays—Messrs. Blendt, Bostick, Dickinson, Donovan, Hicks, Hoey, Hudson, Jones, Lester, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Speicher, Wheatley—19.

Messrs. Jones and Rowan changed their votes from yea to nay for purpose of restoration.

Not Voting—Mr. R. A. Davis, Mrs. Vera G. Davis, Mr. Tucker—3.

Voting Present—Messrs. C. Davis, Livingston—2.

Absent—Messrs. Hughes, Scott—2.

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

Mr. Maclary occupied the Chair as Speaker during the action on this bill.

On motion of Mr. Hamilton, **HB 319**—"An Act to Amend Chapter 13, Title 12, Delaware Code of 1953, Relating to the Probate of Wills by Reducing from One Year to Six Months the Period After the Proof of a Will During Which Any Interested Person has a Right of Review," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—30.

Nays—Messrs. Hoey, West—2.

Not Voting—None.

Absent—Messrs. Hughes, Prettyman, Quigley—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Quigley, **HB 400**—"An Act Amending Chapter 21, Title 19, Delaware Code of 1953, Entitled "Industrial Accident Board", Relating to the Testimony of a Chiropractor Before the Board," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Blendt, Bostick, C. Davis, R. A. Davis, Dickinson, Donovan, Hicks, Hoey, Hudson, Keller, Livingston, Lowe, Marvel, Moore, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, West, Wheatley, Mr. Speaker—24.

Nays—Messrs. Campbell, Lester, Mitchell, Tucker—4.

Not Voting—Mrs. Vera G. Davis, Mr. Press—2.

Voting Present—Messrs. Battersby, Hamilton—2.

Absent—Messrs. Hughes, Jones, Prettyman—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Maclary occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Hamilton, **HB 404**—"An Act to Amend Title 5, Delaware Code of 1953, Entitled "Banking" by Correcting an Error in the Code in Respect to Bank Directors," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—33.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Prettyman—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 429**—"An Act to Amend Title 5, Delaware Code of 1953, Relating to Corporation Law for State Banks and Trust Companies, by Providing for the Merger, Consolidation and Conversion of National and State Bank and Trust Companies," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—33.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Prettyman—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 439**—"An Act to Amend Chapter 7, Title 5, Delaware Code of 1953, Relating to Branch Offices of Banks and Trust Companies, by Providing that Uniform Requirements for the Opening of a Branch Office Shall Apply to All Banks and Trust Companies; Requiring that Applications for the Opening of a Branch Office Shall State the Exact Location of the Intended Branch and the Necessity for Its Opening; Limiting the Period of Validity of a Certificate of the State Bank Commissioner Permitting the Opening of a Branch Office," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—33.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Prettyman—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hamilton, **HB 440**—"An Act to Amend Chapter 3, Title 5, Delaware Code of 1953, Relating to the Bank Advisory Board by Increasing the Mileage Reimbursement Provided for Members of the Bank Advisory Board," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—33.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Prettyman—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. R. A. Davis, **HB 472**—"An Act Appropriating Certain Moneys to the State Board of Education for the Purpose of Erecting a Fence at the Hartly Public School at Hartly, Delaware," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Mitchell, Moore, Press, Pyott, Shockley, West, Wheatley, Mr. Speaker—23.

Nays—None.

Not Voting—None.

Absent—Messrs. Campbell, Hughes, Livingston, Lowe, Marvel, Prettyman, Quigley, Rowan, Sapp, Scott, Speicher, Tucker—12.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mr. Maclary occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Pyott, **HB 483**—"An Act Making an Appropriation to the Board of Welfare in Order to Make Certain Capital Improvements at the State Welfare Home," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Pyott introduced **HA 1**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Bostick, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Jones, Keller, Lester, Livingston, Lowe, Mitchell, Moore, Press, Pyott, Scott, Shockley, Tucker, West, Wheatley, Mr. Speaker—26.

Nays—None.

Not Voting—None.

Absent—Messrs. Blendt, Campbell, Hughes, Marvel, Prettyman, Quigley, Rowan, Sapp, Speicher—9.

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

Mr. Maclary occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Hamilton, **HB 487**—"An Act to Amend Chapter 1, Title 5, Delaware Code of 1953, Relating to the State Bank Commissioner by Relieving the State Bank Commissioner of his Authority to Report an Insufficient Proportion of Assets in Cash or Readily Convertible Securities in Any Bank or Trust Company to the Governor and to the President of the Delaware Bankers Association," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—32.

Nays—Mr. West—1.

Not Voting—None.

Absent—Messrs. Hughes, Prettyman—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Battersby, **SB 247**—"An Act to Amend Title 27, Delaware Code of 1953, Relating to "Religion" by Establishing a Procedure for the Formation of Methodist Church Corporations by and Through the Methodist Conference and Requiring the Insertion of Trust Clauses in Conveyances of Real Property to Such Corporations; Establishing Legal Status of Other Lands," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Battersby introduced **HA 1**, which was read and on his further motion adopted.

On further motion by Mr. Battersby, action on the bill as amended, was deferred.

HB 196 on motion by Mr. Jones, seconded by Mr. Rowan, was restored to the calendar.

HB 267 was recommitted on request by Mr. Battersby.

On motion by Mr. Battersby, the House adjourned until 12:00 o'clock, Noon, May 27th, 1953.

84TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:15 P. M., E. S. T., on May 27th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Member absent—Mr. Hughes—1.

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

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bill, which was presented by the Chair, given first and second readings by title only, and referred to committee as follows:

SB 318—"An Act to Repeal Title 31, Chapter 7, Delaware Code of 1953, Relating to the State Welfare Home and Establishing a Board of Trustees of the State Welfare Home and Hospital for the Chronically Ill at Smyrna and Setting Forth Its Powers and Duties," to Public Health.

The Secretary of the Senate informed the House that the Senate had concurred in **HB 213** with **SA 1**, and that the Senate had passed and requested the concurrence of the House in the following resolution, which was presented by the Chair, and on motion by Mrs. Vera G. Davis, adopted and returned to the Senate: **SCR 27**—"That the Senate and the House of Representatives Meet in Joint Session to Hear an Address by the Honorable Louis K. Gough, National Commander of the American Legion."

The following bills were reported favorably by the majority of the respective committees as follows: **HB 584**, by Revenue and Taxation; **HB 583**, by Judiciary and Crime; **HB 585**, by Miscellaneous.

HB 267 was stricken on request by Mr. Battersby.

HB 287 was stricken on request by Mr. Mitchell.

HB 419 was stricken on request by Mr. Maclary.

The Secretary of the Senate informed the House that the Senate had adopted **SR 75** and requested the compliance of the House therewith: **SR 75**—"Requesting Return of Senate Bill No. 107 from the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the Senate of the 117th General Assembly of the State of Delaware that the House of Representatives of the 117th General Assembly of the State of Delaware is requested to return to the Senate for reconsideration Senate Bill No. 107.

On motion by Mrs. Vera G. Davis the Clerk of the House was instructed to return to the Senate, **SB 107** in compliance with **SR 75**.

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

HB 591—"An Act Amending Chapter 9, Title 10, Delaware Code of 1953, Relating to the Family Court of New Castle County; Removing the Words "Within a Family"; Conferring Original and Exclusive Jurisdiction Over Harboring or Using a Child for Sexual Purposes," by Dickinson and Jones; to Judiciary and Crime.

HB 592—"An Act to Appropriate Money to Margaret M. Greenly, Widow, Mother and Beneficiary of Orlando David Greenly, a Deceased Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," by Hudson; to Claims.

The Chair presented **HB 213** with **SA 1**—"An Act Amending Chapter 83, Title 11 of the Delaware Code of 1953 by Fixing the Work Week for State Police; Providing for the Expansion of the Police Force; Appropriation Therefor," was taken up for consideration in order to pass the House as amended.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, Wheatley, Mr. Speaker—30.

Nays—Mr. Donovan—1.

Not Voting—None.

Absent—Messrs. Hoey, Hughes, Moore, West—4.

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

On motion of Mrs. Vera G. Davis, the House adjourned 12:00 o'clock Noon, May 28th, 1953.

85TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:20 P. M., on May 28th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—33.

Members absent—Messrs. C. Davis, Hughes—2.

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

The Speaker announced he is about to sign: **HB 213** with **SA 1**.

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval, the following: **HB 213** with **SA 1**.

The following bills were reported favorably by the majority of the respective committees as follows: **HB 591**, by Judiciary and Crime; **SB 234**, by Revenue and Taxation; **SB 318**, by Public Health.

JOINT SESSION

The House recessed to meet in Joint Session with the Senate to hear the Honorable Louis K. Gough, National Commander of the American Legion, address the General Assembly.

Dr. Bengner moved that a Committee be appointed to escort the Governor to the Senate Chamber. Motion prevailed. The Chair appointed Messrs. Longbotham, Handberry, Campbell and Hoey to the Committee.

The Sergeant-at-Arms announced His Excellency, the Honorable J. Caleb Boggs, Governor of the State of Delaware, who was invited to the rostrum and seated.

An address was delivered by the Honorable Louis K. Gough, National Commander of the American Legion.

The Committee escorted the Governor back to his office.

The House came to order in the House Chamber after the Joint Session.

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

HB 593—"An Act Amending Chapter 29, Title 21, Delaware Code of 1953, Relating to Duration of Suspension of License and Registration for Non-Payment of Judgments by Providing for Exceptions," by Quigley; to Revised Statutes.

HB 594—"An Act to Amend Section 5121 of Title 30, Delaware Code of 1953, by Increasing the Rate of Tax on Motor Fuels When and to the Extent the Federal Tax Thereon Is Removed," by Hoey; to Revenue and Taxation.

HB 595—"An Act Amending Chapter 29, Title 21, Delaware Code of 1953, Entitled "Safety Responsibility Law," by Increasing the Funds Used for the Administration of the Safety Responsibility Department by Appropriating Certain Moneys to the State Highway Department to be Used to Carry Out the Provisions of Said Increase," by Hoey and Pyott; to Appropriations.

HB 596—"An Act to Amend Chapter 11, Title 31, Delaware Code of 1953 Entitled "Welfare Agencies and Recipients of Assistance by Providing Limitations on Charges for Patients Sent by State Agencies by Hospitals Receiving State Appropriations," by Maclary; to Revised Statutes.

On motion of Mr. Hamilton, **HB 584**—"An Act to Amend Chapter 11 of Title 30, Delaware Code of 1953, Relating to the Income Tax and Appropriating Funds," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—18.

Nays—Messrs. Blendt, Donovan, Hoey, Livingston, Lowe, Marvel, Moore, Prettyman, Quigley, Scott, West—11.

Not Voting—None.

Absent—Messrs. Bostick, C. Davis, Dickinson, Hughes, Rowan, Shockley—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mrs. Vera G. Davis, the House adjourned until 9:00 A. M., May 29th, 1953.

86TH LEGISLATIVE DAY

House was called to order by Mrs. Vera G. Davis at 9:00 A. M., E. S. T., on May 29th, 1953.

Members repeated the Lord's Prayer, led by Mrs. Davis.

There being no quorum present, Mr. Pyott moved that the House adjourn until 12:00 P. M., E. S. T., on June 1st, 1953.

87TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:15 P. M., E. S. T., on June 1st, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—33.

Members absent—Messrs. Bostick, Hughes—2.

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

GOVERNOR'S MESSAGES

May 29, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have made the following appointment:

Roland Garrison, R. D., Dover, Delaware—to be a member of the State Soil Conservation Commission for a term of four years, said term to expire May 28, 1957.

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

May 29, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I respectfully advise you that I have made the following appointment:

Joseph A. Iannelli, 524 W. 4th Street, Wilmington, Delaware—to be a Member of the Board of Examiners of Barbers to fill a vacant unexpired term, said term to expire on July 1, 1955.

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The Secretary of the Senate informed the House that the Senate had concurred in **HB 229** with **SA 1**, **HB 336** with **HA 1** and **SA 1**, **HB 584**, and that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 122—"An Act to Amend Title 22, Delaware Code of 1953, Relating to "Municipalities" by Authorizing Municipalities Establishing Parking Authorities to Finance the Cost of Land Acquisition for Parking Facilities by the Issuance of General Obligation Bonds of the Municipality," to Municipal Corporations.

SB 266—"An Act to Amend Chapter 31, Title 15, Delaware Code of 1953 in Respect to Primary Elections by Providing for the Methods and Procedures Connected With the Use of Voting Machines," to Elections.

SB 304—"An Act to Amend Chapter 61, Title 9, Delaware Code of 1953, Entitled "Levy Court of Sussex County" by Increasing the Borrowing Power of the Levy Court of Sussex County," to Revised Statutes.

SB 368—"An Act to Amend the Delaware Code of 1953 in Respect to Deaf, Crippled and Blind Persons and to Transfer Certain Appropriations to Appropriate Agencies," to Appropriations.

SB 393—"An Act to Amend Chapter 15, Title 9, Delaware Code of 1953, Entitled "Levy Court of New Castle County" by Increasing the Borrowing Power of the Levy Court of New Castle County," to Revised Statutes.

SB 430—"An Act to Amend Chapter 41, Title 9, Delaware Code of 1953, Entitled "Levy Court of Kent County" by Increasing the Borrowing Powers of the Levy Court of Kent County," to Revised Statutes.

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 400—"An Act to Amend Title 5, Delaware Code of 1953, Entitled "Banking" to Provide for the Merger, Consolidation and Conversion of One or More Building and Loan Associations and One or More Federal Savings and Loan Associations Into a Surviving, New or Converted Building and Loan Association or Federal Savings and Loan Association," to Insurance and Banking.

SB 402—"An Act to Amend Section 40 of the Charter of the City of Wilmington, as Amended, by Changing the Term of Office of the City Solicitor and His Assistants," to Municipal Corporations.

SB 403—"An Act to Amend the Charter of the City of Wilmington as Amended by Changing the Term of Office of the Mayor and Other Elected City Officers," to Municipal Corporations.

SB 404—"An Act to Amend the Charter of the City of Wilmington, as Amended, by Providing the Powers of Veto in the Mayor with Respect to All Rules and Regulations Enacted or Adopted by Any Board, Commission or Department of Said City Having the Effect of Law and Not for the Internal Administration or for the Management of the Affairs of Said Board, Commission or Department, and Providing a Means for the Adoption of Such Rules or Regulation Over Such Veto," to Municipal Corporations.

SB 455—"An Act to Further Amend Chapter 55, Title 29, Delaware Code of 1953, as Amended by House Bill No. 198 Enacted by the General Assembly at the 117th Session, and Relating to the Dates Applicable to Voluntary Severance of Employment Under the State Employees' Pension Plan," to Revised Statutes.

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 576**, by Public Buildings and Highways; **HB 37** (on its merits), **HB 489** (on its merits), **HB 562**, **HB 563**, **HB 575** (on its merits), by Revised Statutes; **SB 168**, **SB 302**, **SB 426**, by Education; **HB 572**, **HB 577**, **HB 578**, **SB 292**, **SB 314**, **SB 396**, **SB 460**, by Appropriations; **SB 122**, **SB 402**, **SB 403**, **SB 404**, by Municipal Corporations.

The Speaker announced he is about to sign: **HB 584**.

Mr. Donovan introduced the following resolution which on further motion by him was adopted: **HR 85**—"Relative to the Death of Ray Cannon, Sr."

WHEREAS, the House of Representatives of the 117th General Assembly of the State of Delaware has learned with regret of the passing of Ray Cannon, Sr., a former member of the House; and

WHEREAS, former State Representative Ray Cannon, Sr., served his State faithfully and well during the 102nd General Assembly of the State of Delaware; and

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

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the 117th General Assembly of the State of Delaware, that the members of the House of Representatives of the 117th General Assembly of the State of Delaware wish to give expression to the regret they experienced at the passing of Ray Cannon, Sr., a prominent figure in his community and a former member of the House of Representatives; and

BE IT FURTHER RESOLVED, that the family of the deceased has the full sympathy of the members of the House

of Representatives of the 117th 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 117th General Assembly of the State of Delaware.

Mr. Tucker introduced the following resolution which on further motion by him was adopted: **HR 86**—"Relative to the Payment on Account for Collecting Data, Compiling, Editing and Publishing the Daily Calendar for the House of Representatives of the 117th General Assembly of the State of Delaware."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the sum of One Thousand Seventy-five Dollars and Twenty Cents (\$1,075.20) is hereby appropriated out of the moneys of the State Treasury, not otherwise appropriated, for the payment to the Delaware State News, Inc., of Dover, Delaware, the lowest and responsible bidder, for collecting data, compiling, editing and publishing the daily calendar for the House of Representatives of the State of Delaware, for May 26, 1953 up to and including May 28, 1953, said calendar being necessary to the business of the House and the expense thereof being a necessary expense connected with this Session.

The following bill was introduced, given first and second reading, the second by title only, and referred to committee as follows:

HB 597—"An Act Amending Chapter 27, Title 29, Delaware Code of 1953, Relating to Method of Payment of State Officials and Employees," by Sapp; to Revised Statutes.

The Chair presented **HB 299** with **SA 1**—"An Act to Amend Chapter 43, Title 10 of the Delaware Code of 1953, Relating to Witnesses and Evidence by Providing the Conditions by Which Official Records and Papers May Become Evidence," was taken up for consideration in order to pass the House as amended.

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

Yeas—Messrs. Battersby, Blendt, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hudson, Keller, Lester, Maclary, Mitchell, Moore, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—22.

Nays—Messrs. Marvel, Quigley, Scott, Shockley—4.

Not Voting—Messrs. Donovan, Hoey, Livingston—3.

Voting Present—Messrs. Lowe, Rowan—2.

Absent—Messrs. Bostick, Hughes, Prettyman, West—4.

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

The Chair presented **HB 336** with **HA 1** and **SA 1**—"An Act to Amend Title 9, Delaware Code of 1953, Entitled "Counties" by Authorizing Levy Courts to Establish County Park and Recreation Commissions and Suburban Park Communities 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 to Finance Such Projects and Providing for the Payment of Such Bonds and the Rights of the Holders Thereof," was taken up for consideration as amended in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hoey, Hudson, Jones, Keller, Lester, Maclary, Mitchell, Moore, Press, Pyott, Sapp, Shockley, Speicher, Tucker, Wheatley, Madam Speaker—20.

Nays—Messrs. Blendt, Donovan, Livingston—3.

Not Voting—None.

Voting Present—Messrs. Rowan, West—2.

Absent—Messrs. Bostick, C. Davis, Dickinson, Hoey, Hughes, Lowe, Marvel, Prettyman, Quickley, Shockley—10.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, June 2nd, 1953.

88TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:15 P. M., E. S. T., June 2nd, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Members absent—Mr. Scott—1.

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

GOVERNOR'S MESSAGES

June 2, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the dates indicated I have signed the following bills:

May 29, 1953—SB 248

May 29, 1953—SB 268

June 1, 1953—HB 213

June 1, 1953—SB 129

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

June 2, 1953

To the Honorable
The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the date indicated I have signed the following bill:

June 2, 1953—HB 229 with SA 1

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

June 2, 1953

To the Honorable
The House of Representatives of the State of Delaware
The Senate of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the date indicated I have signed the following bill:

June 2, 1953—HB 584

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 581**, by Agriculture; **HB 461** (on its merits), by Labor; **HB 582**, **HB 592**, by Claims; **HB 162** (on its merits), **SB 455** (on its merits), by Revised Statutes; **SB 329**, **SB 411**, by Fish, Oysters and Game; **SB 421** with **SA 1**, by Elections.

Mr. Hicks, on behalf of the Committee on Passed Bills, reported having delivered to the Governor for his approval, the followings: **HB 229** with **SA 1**, **HB 336** with **HA 1** and **SA 1**, **HB 584**.

The Speaker announced he is about to sign: **HB 229** with **SA 1**, **HB 336** with **HA 1** and **SA 1**.

Mrs. Vera G. Davis introduced the following resolution which on further motion by her was adopted: **HR 87**—"Expressing the Best Wishes of the House of Representatives to Rev. Paul J. Taggart on the Second Anniversary of His Ordination."

WHEREAS, the House of Representatives of the 117th General Assembly is pleased to know that today is the second anniversary of the ordination of Rev. Paul J. Taggart, the beloved Chaplain of this Assembly, and

WHEREAS, the members of the House of Representatives wish to express the best wishes of all of them to Father Taggart; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the best wishes of its members are hereby extended to Rev. Paul J. Taggart on this the second anniversary of his ordination, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be entered on the Journal of the House, a copy delivered to the press and a copy thereof be sent to Father Taggart.

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

HB 598—"An Act Amending Chapter 31, Delaware Code of 1953, Entitled "Welfare", and Relating to Insurance Policies of Applicants for Assistance; Definition of "Old Age Person"; Amount of Old Age Assistance and Appeals; Certificates Lost by Forfeiture; Assignment and Transferability of Assistance and Certificates; Penalties for Misrepresentations; Use of Term "Pauper"; Dismissal of Employees of Department for Cause," by V. G. Davis and Hoey; to Revised Statutes.

HB 599—"An Act to Amend Chapter 1 of Title 4, of the Delaware Code of 1953, Relating to the State Board of Education," by Marvel; to Education.

On motion of Mr. Jones, **HB 12**—"An Act to appropriate Monies to Certain Hospitals in the State of Delaware,"

was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Campbell, R. A. Davis, Hamilton, Hicks, Hudson, Jones, Keller, Lester, Maclary, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Madam Speaker—18.

Nays—Mr. Bostick—1.

Not Voting—Messrs. Blendt, C. Davis, Shockley—3.

Voting Present—Messrs. Dickinson, Donovan, Hughes, Livingston, Lowe, Moore, Prettyman, West—8.

Absent—Messrs. Hoey, Marvel, Quigley, Rowan, Scott—5.

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

Mrs. Davis occupied the Chair as Speaker during the action on this bill.

On motion of Mr. Quigley, **HB 363**—"An Act Appropriating Money to the Board of School Trustees of the Rose Hill-Minquadale School District No. 47 for the Purpose of Making Necessary Repairs to Minquadale School No. 47 and Rose Hill School No. 37," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Sapp, Shockley, West, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—Mr. Tucker—1.

Absent—Messrs. Campbell, Marvel, Prettyman, Rowan, Scott, Speicher—6.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mrs. Vera G. Davis, **HB 369**—"An Act to Appropriate Funds to the State Board of Education for the Payment of Scholarships in Teacher Training," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion action was deferred.

On motion of Mr. Battersby, **HB 385**—"An Act to Require the Department of Elections for New Castle County to Investigate the Feasibility of Using a "Punched Card" System for the Registration of Voters, and to Report Thereon," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—Mr. Battersby—1.

Absent—Messrs. C. Davis and Scott—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hoey, **HB 496**—"An Act Requiring the State Highway Department to Erect a Traffic Light at the Intersection of Southeast Front Street and U. S. Route 14 Within the Corporate Limits of the City of Milford," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—32.

Nays—Mr. Sapp—1.

Not Voting—None.

Absent—Messrs. Marvel, Scott—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Hoey, **HB 497**—"An Act Directing and Requiring the State Highway Department to Remove a Sluice Gate, Including Its Foundation, in the Canal at or Near Slaughter Beach Canal Bridge," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Shockley, West, Madam Speaker—28.

Nays—Mr. Sapp—1.

Not Voting—None.

Voting Present—Messrs. Hudson, Tucker, Wheatley—3.

Absent—Messrs. Marvel, Scott, Speicher—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Campbell, **HB 505**—"An Act to Authorize the Board of School Trustees of Milton School District to Apply Certain Funds Raised by School Taxation for the Purpose of Making Additions and Alterations to the Milton School," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Maclary, Quigley, Sapp, Scott—5.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Tucker, **HB 507**—"An Act to Amend Chapter 7, Title 19, Delaware Code of 1953, Relating to Employment Practices by Forbidding Employers to Charge Individuals a Fee for Medical Examination and Records as a Condition of Employment," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Tucker introduced **HA 1**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—29.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Hoey, Marvel, Quigley, Rowan, Scott—6.

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

On motion of Mr. Hamilton, **HB 521**—"An Act to Amend Chapter 37, Title 12, Delaware Code of 1953, Relating to Appointment of Trustees," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

Mr. Hamilton introduced **HA 1**, which was read and on his further motion adopted.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Dickinson, Hoey, Marvel, Quigley, Rowan, Scott—7.

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

On motion of Mr. Battersby, **HB 524**—"An Act Amending Chapter 43, Title 21, Delaware Code of 1953, Relating to Skid Chains and Snow Tires on School Buses," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Hamilton, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—31.

Nays—Mr. Donovan—1.

Not Voting—None.

Voting Present—Mr. Hicks—1.

Absent—Messrs. Jones, Scott—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Hamilton, **HB 542**—"An Act to Amend Chapter 5, Title 8, Delaware Code of 1953, Relating to the Corporation Franchise Tax," was taken up consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. C. Davis, Dickinson, Hoey, Marvel, Quigley, Rowan, Scott—7.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Blendt, **HB 549**—"An Act to Amend Title 7, Delaware Code of 1953, Entitled "Conservation", and Relating to Hard Shell Crabs," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Campbell, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—31.

Nays—Mr. Bostick—1.

Not Voting—None.

Absent—Messrs. C. Davis, Sapp, Scott—3.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Tucker, **HB 561**—"An Act to Appropriate Money to Joseph Krauss, a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion action was deferred.

On motion of Mr. Maclary, **SB 45**—"An Act to Amend Chapter 5, Title 28, Delaware Code of 1953 Entitled "Sports and Amusements" by Repealing the Limitations of the Expenditures of the Commission," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas — Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Hamilton, Hicks, Hudson, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—29.

Nays—Mr. Donovan—1.

Not Voting—None.

Absent—Messrs. Hoey, Marvel, Quigley, Rowan, Scott—5.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Maclary, SB 60—"An Act to Amend Title 14, Delaware Code of 1953, Relating to "Education", by Modifying the Number of Units of Pupils in Certain Cases," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. Marvel, Rowan, Scott—3.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Maclary, SS 1 for SB 61—"An Act to Amend Title 14 of the Delaware Code of 1953 Relating to "Education", by Providing for the Pay of Public School Teachers During Their Absence," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Shockley, Speicher, Tucker, West, Wheatley, Madam Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. Marvel, Rowan, Scott—3.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Wheatley, SB 108—"An Act to Amend Title 7, Delaware Code of 1953, Relating to "Conservation" by Limiting the Amount of Oysters Taken from Tributaries of Delaware Bay and Requiring the Use of a Board for Culling," was taken up for consideration and read a third time by title and enacting clause in order to pass the House, and on further motion by Mr. Wheatley, action was deferred.

On motion of Mr. Maclary, SB 158—"An Act to Appropriate Money to the Board of Boiler Rules for the Purpose of Defraying Office and Travel Expenses of the Said Board for the Fiscal Year Ending July 1, 1953," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Dickinson, Donovan, Hamilton, Hicks, Hudson, Hughes, Jones, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Sapp, Shockley, Speicher, Tucker, Wheatley, Madam Speaker—30.

Nays—Messrs. Hoey, West—2.

Not Voting—None.

Absent—Messrs. Marvel, Rowan, Scott—3.

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

Mrs. Davis occupied the Chair as Speaker during the passage of this bill.

On motion of Mr. Hicks, SB 165—"An Act to Amend Chapter 53, Title 6, Delaware Code of 1953, Entitled "Standards for Specific Products" by Changing the Weight of Bushel of Corn on the Cob," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Sapp, Shockley, Speicher, West, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Voting Present—Mr. Tucker—1.

Absent—Messrs. Quigley, Scott—2.

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

On motion of Mr. Hudson, **SB 199**—"An Act to Amend Chapter 29, Title 7, Delaware Code of 1953 Relating to the State Forestry Department Revising the Cooperative Authority Thereof," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Maclary, Mitchell, Moore, Press, Pyott, Quigley, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—Mr. Donovan—1.

Absent—Messrs. Campbell, Marvel, Prettyman, Rowan, Sapp, Scott—6.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 1:00 P. M., June 3rd, 1953.

89TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:25 P. M., E. S. T., on June 3rd, 1953.

The House Members repeated the Lord's Prayer, led by Mr. Maclary.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Member absent—Mr. Hughes—1.

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

The following bills were reported favorably (unless otherwise indicated) by the majority of the respective committees as follows: **HB 599**, by Education; **SB 368**, by Appropriations; **HB 509**, **HB 528**, **HB 529**, **HB 530**, **HB 531**, **HB 532**, **HB 554**, **HB 560** (on its merits), by Revised Statutes.

HB 453 was stricken upon request by Mrs. Vera G. Davis.

HB 315 was recommitted in request by Mr. Wheatley.

Mr. Battersby introduced the following resolution which on further motion by him was adopted: **HR 88**—"Authorizing Payments on Account to Attaches and Employees."

BE IT RESOLVED that the Treasurer of the State of Delaware is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon order of the Speaker of the House of Representatives, up to the sum of One Thousand Dollars (\$1,000.00) to each attache of the House of Representatives who has served continuously for ninety legislative days; and to likewise pay to each attache of the House of Representatives who has served eighty legislative days continuously since the tenth legislative day the sum of Eight Hundred and Fifty Dollars (\$850.00); and to likewise pay to each attache of the House of Representatives who has served seventy legislative days continuously since the twentieth legislative day the sum of Seven Hundred and Fifty Dollars (\$750.00); and to likewise pay to each attache of the House of Representatives who has served sixty legislative days continuously since the thirtieth legislative day the sum of Six Hundred and Twenty-five Dollars (\$625.00); and to likewise pay to each attache of the House of Representatives who has served fifty legislative days continuously since the fortieth legislative day the sum of Five Hundred and Twenty-five Dollars (\$525.00); and to likewise pay to each attache of the House of Representatives who has served forty legislative days continuously since the fiftieth legislative day the sum of Four Hundred Dollars (\$400.00); and to likewise pay to each other attache of the House of Representatives who has served twenty legislative days continuously since the seventieth legislative day the sum of Two Hundred Dollars (\$200.00); all such payments being part payment and compensation due such respective attache of the House of Representatives, and such payment or payments constituting a necessary expense of the Session.

Mr. Battersby introduced the following resolution which on further motion by him was adopted: **HR 89**—"Appropriating Money Out of the General Fund of the State Treasury to Pay Certain Expenses of the Present Session of the 117th General Assembly."

BE IT RESOLVED by the House of Representatives of the 117th General Assembly of the State of Delaware, that the following amounts are hereby 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 117th General Assembly of the State of Delaware, from the Sixtieth Legislative Day up to and including the Ninetieth Legislative Day, which said expenses are declared to be proper and reasonable expenses actually incurred by the respective members of the House of Representatives, for traveling expenses, commonly called mileage expenses, in traveling from their respective homes to Dover and in returning from Dover to their respective homes, in the performance of their duties as members of the House of Representatives, during the present Legislative Session thereof, and

the Auditor of Accounts is hereby authorized and 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.:

Norman E. Battersby	\$300.00
Ernest V. Blendt	120.00
Charles W. Bostick	75.00
James A. Campbell	264.00
Carlton Davis	120.00
Roger A. Davis	72.00
James L. Dickinson	123.00
Leon E. Donovan	138.00
Stephen E. Hamilton	300.00
Benjamin E. Hicks	300.00
Walter J. Hoey	154.00
Clarence L. Hudson	120.00
S. Tilden Hughes	135.00
John D. Keller	48.00
William E. Lester	204.00
Paul F. Livingston	300.00
Glenn W. Lowe	300.00
Robert P. Maclary	270.00
William S. Marvel	330.00
George W. Mitchell	357.00
Harvey E. Moore	180.00
William L. Press	246.00
Joseph H. Prettyman	300.00
George J. Pyott	22.00
James R. Quigley	270.00
Thomas C. Rowan	129.00
Carey D. Sapp	235.00
Walter J. Scott	300.00
Paul E. Shockley	330.00
David C. Speicher	210.00
J. Burton Tucker, Jr.	300.00
Raymond V. West	306.00
Dale E. Wheatley	210.00
F. Albert Jones	387.50

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 55—"An Act to Amend An Act to Reincorporate the Town of Middletown," to Municipal Corporations.

SB 57—"An Act to Amend "An Act Changing the Corporate Name of 'The Commissioners of Camden' to 'The Town of Camden' and Establishing a Charter Therefor' Relating to the Limit of the Amount to be Raised by Taxation," to Municipal Corporations.

SB 85—"An Act to Amend Chapter 239, Volume 27, Laws of Delaware, Entitled "An Act to Incorporate the Town of Viola" as Amended by Chapter 82, Volume 46, Laws of Delaware, by Increasing the Amount that May be Raised Annually by Taxation in Said Town," to Municipal Corporations.

SB 138—"An Act to Amend the Charter of the Town of Frankford by Extending the Limits and Bounds of the Town of Frankford," to Municipal Corporations.

SB 143 with SA 1—"An Act to Legalize and Validate the Acts Done and Proceedings Taken by the Commissioners of Rehoboth, a Municipal Corporation, and by Its Officers and Agents, in Relation to the Issuance of Certain Outstanding Water Bonds of Said Municipal Corporation, and to Legalize and Validate Said Bonds and to Provide for the Payment of Said Bonds," to Municipal Corporations.

SB 193—"An Act Relating to Limitations of Law Affecting the Amount of Bonds Which May be Issued or Bonded Debt Which May be Incurred by "The Mayor and Council of Wilmington", and Repealing Inconsistent Acts or Parts of Acts," to Municipal Corporations.

SB 264—"An Act to Amend the Charter of the City of Seaford by Requiring the Procurement of a Surety Bond Covering All City Employees," to Municipal Corporations.

SB 385—"An Act to Authorize the Mayor and Council of Wilmington to Provide for the Planning, Acquisition, Purchase, Construction, Reconstruction, Improvement, Betterment, Extension, Operation, and Maintenance of Revenue-Producing Undertakings for the Improvement of the Water Front and to Increase the Harbor, Terminal and Shipping Facilities of the City of Wilmington; Authorizing the Exercise of the Power of Eminent Domain and the Fixing of Rates in Connection with Such Undertakings; Authorizing and Regulating the Issuance of Bonds for Financing Such Undertakings; Providing for the Payment of Such Bonds and the Rights of the Holders Thereof," to Municipal Corporations.

SB 428—"An Act to Amend the Charter of the Town of Hartly, Chapter 152, Volume 29, Laws of Delaware, by Increasing the Amount Permitted to be Raised in Taxes," to Municipal Corporations.

SS 1 for SB 444—"An Act to Repeal Chapter 55 of Title 29 of the Delaware Code of 1953, Relating to the Employees' Pension Plan; to Continue Certain Pension Rights; to Appropriate Certain Funds," to Revised Statutes.

SS 1 for SB 447—"An Act to Appropriate Funds for the Payment of State Contributions for Employee Coverage Under the Social Security Act," to Appropriations.

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

HB 600—"An Act Amending Chapter 7, Title 7, Delaware Code of 1953, Relating to Killing of Game Birds Not in Flight," by Rowan and Pyott; to Fish, Oysters and Game.

HB 601—"An Act to Amend Chapter 55, Title 29, Delaware Code of 1953, Relating to State Employees' Pension Plan, by Giving Credit for the Time Served by Certain State Highway Department Employees While in the Employ of the Respective Counties in the Care, Management and Control of the County Roads and Bridges Before the Same Were Transferred to the State Highway Department, Irrespective of the Lapse of Time Between Their Employment by the Counties and Their Subsequent Employment by the State Highway Department," by Sapp; to Revised Statutes.

HB 602—"An Act Amending Chapter 189, Volume 43, Laws of Delaware, Entitled "An Act Changing the Corporate Name of 'The Commissioners of Wyoming' to 'Town of Wyoming' by Establishing a Charter Therefor", by Changing the Description of the Boundaries of the Town of Wyoming," by Keller; to Municipal Corporations.

HB 603—"An Act Repealing Chapter 48, Volume 47, Laws of Delaware, Entitled "An Act Extending the Corporate Limits of the Town of Wyoming," by Keller; to Municipal Corporations.

HB 604—"An Act to Appropriate Funds to the Governor for the Purchase of New Registration Books," by Maclary; to Appropriations.

HB 605—"An Act to Amend Chapter 207, Volume 17, Laws of Delaware, Entitled "An Act to Revise and Consolidate the Statutes Relating to the City of Wilmington", as Amended, With Relation to the Department of Health (Formerly Board of Health), by Reconstituting Said Department of Health, Defining Its Powers, Authority and Jurisdiction, Conferring Upon It Sole and Exclusive Power to Enact Ordinances and Regulations Relating to Public Health and Sanitation, Setting Forth the Terms and Qualifications of Its Members, Providing for a Health Commissioner, and Defining His Qualifications, Duties and Powers," by Maclary and Scott; to Revised Statutes.

HB 606—"An Act to Amend Chapter 11, Title 13, Delaware Code of 1953 Relating to the Termination of Parental Rights," by Dickinson; to Revised Statutes.

HB 607—"An Act to Amend Chapter 3 of Title 11 of the Delaware Code of 1953, Relating to Lottery Tickets," by Tucker; to Revised Statutes.

HB 608—"An Act to Amend Chapter 1, Title 14, Delaware Code of 1953, Relating to "Education", by Providing for the Pay of Public School Employees During Their Absence," by Wheatley and Scott; to Education.

HB 609—"An Act to Appropriate Funds to the State Development Department in Order to Place the Chief of the

Industrial Division Upon a Full Time Basis," by Maclary; to Appropriations.

HB 610—"An Act Appropriating Certain Moneys to Specified State Agencies for the Biennium Ending June 30, 1955," by Maclary (by request); to Appropriations.

On motion of Mr. West, **HB 226**—"An Act Directing the State Highway Department of the State of Delaware to Hard Surface All the Dirt Roads in the State and Authorizing the Issuance of Bonds to Finance the Cost Thereof," was taken up for consideration and read a third time by title only in order to pass the House.

On motion of Mrs. Vera G. Davis that action be deferred, a roll call was requested.

On the question, "Shall the Bill be Deferred?" the roll call revealed:

Yeas—Messrs. Battersby, Campbell, Mrs. Vera G. Davis, Messrs. Hamilton, Hicks, Hudson, Lester, Maclary, Press, Tucker, Mr. Speaker—11.

Nays—Messrs. Blendt, Bostick, C. Davis, Dickinson, Donovan, Hoey, Keller, Livingston, Lowe, Marvel, Mitchell, Moore, Prettyman, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, West, Wheatley—21.

Not Voting—None.

Absent—Messrs. R. A. Davis, Hughes, Quigley—3.

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

Yeas—Messrs. Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, West, Wheatley—28.

Nays—Messrs. Hicks, Maclary, Tucker, Mr. Speaker—4.

Not Voting—None.

Voting Present—Mr. Battersby—1.

Absent—Messrs. Hughes, Quigley—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

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

On motion of Mr. Mitchell, **HB 493**—"An Act Appropriating Certain Moneys to the Delaware Commission of Shell Fisheries for the Purpose of Having an Aerial Survey Made of the Oyster Beds in Delaware Bay and Having the Beds Staked," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Hamilton, Hicks, Hoey, Hudson, Keller,

Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Tucker, West, Wheatley, Mr. Speaker—30.

Nays—None.

Not Voting—Mrs. Vera G. Davis, Mr. Dickinson—2.

Voting Present—Mr. Donovan—1.

Absent—Messrs. Hughes, Speicher—2.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Tucker, **HB 561**—"An Act to Appropriate Money to Joseph Krauss, a Resident of the State of Delaware and a Veteran of World War II for Military Service Bonus," was taken up for consideration and read a fourth time by title and enacting clause, at the request of Mr. Hoey, in order to pass the House, it having been read a third time on June 2, 1953, when action was deferred.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Quigley, Rowan, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—28.

Nays—None.

Not Voting—None.

Absent—Messrs. Dickinson, Hughes, Lowe, Prettyman, Scott, Shockley, West—7.

So the question was decided in the affirmative and the bill having received the constitutional majority passed the House and was ordered to the Senate for concurrence.

On motion of Mr. Lester, **SB 122**—"An Act to Amend Title 22, Delaware Code of 1953, Relating to "Municipalities" by Authorizing Municipalities Establishing Parking Authorities to Finance the Cost of Land Acquisition for Parking Facilities by the Issuance of General Obligation Bonds of the Municipality," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—34.

Nays—None.

Not Voting—None.

Absent—Mr. Hughes—1.

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

On motion of Mr. Hamilton, SB 234—"An Act to Amend Chapter 81, Title 9, Delaware Code of 1953, by Exempting from Taxation and Assessment the Delaware Academy of Medicine, Inc.," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, R. A. Davis, Hamilton, Hicks, Hudson, Keller, Lester, Mitchell, Press, Pyott, Sapp, Speicher, Tucker, Wheatley, Mr. Speaker—15.

Nays—Messrs. Blendt, Campbell, C. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hoey, Livingston, Lowe, Maclary, Marvel, Shockley—12.

Mr. Campbell and Mrs. Vera G. Davis changed their votes from yea to nay for purpose of restoration.

Not Voting—None.

Voting Present—Messrs. Rowan, West—2.

Absent—Messrs. Bostick, Hughes, Moore, Prettyman, Quigley, Scott—6.

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

On motion of Mr. Lester, SB 402—"An Act to Amend Section 40 of the Charter of the City of Wilmington, as Amended, by Changing the Term of Office of the City Solicitor and His Assistants," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—33.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Quigley—2.

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

On motion of Mr. Lester, SB 403—"An Act to Amend the Charter of the City of Wilmington as Amended by Changing the Term of Office of the Mayor and Other Elected City Officers," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Prettyman, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Pyott, Quigley—3.

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

On motion of Mr. Lester, SB 404—"An Act to Amend the Charter of the City of Wilmington, as Amended, by Providing the Power of Veto in the Mayor with Respect to All Rules and Regulations Enacted or Adopted by Any Board, Commission or Department of Said City Having the Effect of Law and Not for the Internal Administration or for the Management of the Affairs of Said Board, Commission or Department, and Providing a Means for the Adoption of Such Rules or Regulation Over Such Veto," was taken up for consideration and read a third time by title and enacting clause in order to pass the House.

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

Yeas—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Keller, Lester, Livingston, Lowe, Maclary, Marvel, Mitchell, Moore, Press, Pyott, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker—32.

Nays—None.

Not Voting—None.

Absent—Messrs. Hughes, Prettyman, Quigley—3.

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

On motion of Mrs. Vera G. Davis, the House adjourned until 12:00 o'clock Noon, June 4th, 1953.

90TH LEGISLATIVE DAY

House met pursuant to adjournment at 12:30 P. M., E. S. T., on June 4th, 1953.

Prayer by the Chaplain, Rev. Taggart.

Members present—Messrs. Battersby, Blendt, Bostick, Campbell, C. Davis, R. A. Davis, Mrs. Vera G. Davis, Messrs. Dickinson, Donovan, Hamilton, Hicks, Hoey, Hudson, Hughes, Keller, Lester, Livingston, Lowe, Marvel, Mitchell, Moore,

Press, Prettyman, Pyott, Quigley, Rowan, Sapp, Scott, Shockley, Speicher, Tucker, West, Wheatley, Mr. Speaker (Jones)—34.

Member absent—Mr. Maclary—1.

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

GOVERNOR'S MESSAGE

June 4, 1953

To the Honorable

The House of Representatives of the State of Delaware
Dover, Delaware

Gentlemen:

I am pleased to advise you that on the date indicated I have signed the following bill and resolutions:

May 26, 1953—HCR 23

May 26, 1953—SB 97

May 26, 1953—SCR 26

Respectfully submitted,

J. CALEB BOGGS

Governor of the State of Delaware

The Secretary of the Senate informed the House that the Senate had passed and requested the concurrence of the House in the following bills, which were presented by the Chair, given first and second readings by title only, and referred to committees as follows:

SB 291—"An Act to Amend An Act Entitled "An Act to Further Amend Chapter 67, Revised Code of Delaware, 1935, as Amended by Chapter 146, Volume 43, Laws of Delaware, 1941, in Reference to the Compensation of the Superintendent of the Public Building Commission for the City of Wilmington and for New Castle County," to Revised Statutes.

SB 351—"An Act to Amend Title 12, Delaware Code of 1953 Entitled "Decedents' Estates and Fiduciary Relations" by Increasing the Salary of the Register of Wills for New Castle County," to Revised Statutes.

SB 352—"An Act Amending Chapter 9, Title 10, Delaware Code of 1953, Entitled "Family Court for New Castle County", Relating to Judges' Salaries and Total Budget of Court," to Revised Statutes.

SB 355—"An Act to Amend Sub-Chapter III, Chapter 23, Title 7, Delaware Code of 1953, Entitled "Oyster Watchboats"; Relating to the Crew, Appointment and Salary Thereof, and Repealing Certain Provisions Relating to the Procurement of Certain Supplies," to Revised Statutes.