

LAWS
OF THE
STATE OF DELAWARE
PASSED AT THE
NINETY-NINTH SESSION
OF THE GENERAL ASSEMBLY

COMMENCED AND HELD AT DOVER

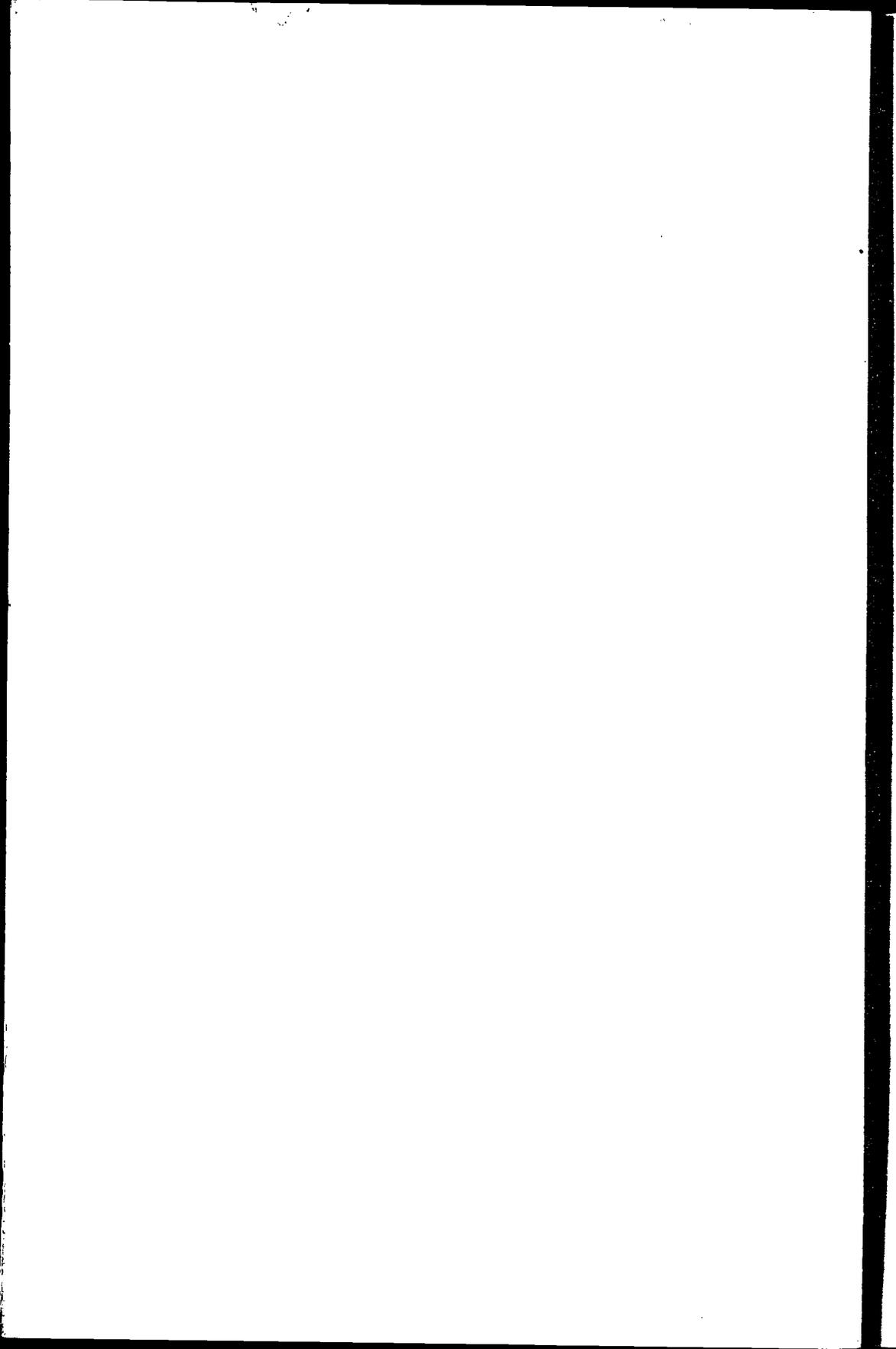
On Tuesday, January 2nd, A. D. 1923

AND

IN THE YEAR OF THE INDEPENDENCE OF THE UNITED STATES
THE ONE HUNDREDTH AND FORTY-SEVENTH

VOLUME XXXIII

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LAWS OF DELAWARE

TITLE ONE

Construction of Statutes

CHAPTER I

AMENDMENT TO CONSTITUTION

AN ACT proposing an amendment to Article V of the Constitution of the State of Delaware, relating to registration of voters.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House agreeing thereto):

Section 1. That Article V of the Constitution of the State of Delaware be amended by striking out all of Section 4 of said Article, and by inserting in lieu thereof a new Section 4, in the following language, viz.:

Amendment to
Section 4, Article
5 of Con-
stitution

"Section 4. The General Assembly shall enact uniform laws for the registration of voters in this State entitled to vote under this Article, which registration shall be conclusive evidence to the election officers of the right of every person so registered to vote at any General Election while his or her name shall remain on the list of registered voters, and who is not at the time disqualified under the provisions of Section 3 of this Article; and no person shall vote at such General Election whose name does not at that time appear in said list of registered voters.

Uniform
Registration

AMENDMENT TO CONSTITUTION

Registration
Days

"There shall be at least two registration days in a period commencing not more than one hundred and twenty days, nor less than sixty days before, and ending not more than twenty days, nor less than ten days before, each General Election, on which registration days persons whose names are not on the list of registered voters established by law for such election, may apply for registration, and on which registration days applications may be made to strike from the said registration list names of persons on said list who are not eligible to vote at such election; provided, however, that such registration may be corrected as hereinafter provided at any time prior to the day of holding the election.

Appeal

"From the decision of the registration officers granting or refusing registration, or striking or refusing to strike a name or names from the registration list, any person interested, or any registration officer, may appeal to the resident Associate Judge of the County, or in case of his disability or absence from the County, to any judge entitled to sit in the Supreme Court, whose determination shall be final; and he shall have power to order any name improperly omitted from the said registry to be placed thereon, and any name improperly appearing on the said registry to be stricken therefrom, and any name appearing on the said registry, in any manner incorrect, to be corrected, and to make and enforce all necessary orders in the premises for the correction of the said registry. Registration shall be a pre-requisite for voting only at general elections, at which Representatives to the General Assembly shall be chosen, unless the General Assembly shall otherwise provide by law.

Privileges

"The existing laws in reference to the registration of voters, so far as consistent with the provisions of this Article, shall continue in force until the General Assembly shall otherwise provide."

Approved February 13, A. D. 1923.

CHAPTER 2

AMENDMENT TO CONSTITUTION

AN ACT agreeing to the proposed amendment to Section 5 of Article 8 of the Constitution of the State of Delaware, in relation to Capitation Tax.

WHEREAS, an Amendment to the Constitution of the State of Delaware was proposed in the Senate in the Ninety-eighth Session of the General Assembly as follows:

"AN ACT *proposing* an Amendment to Section 5 of Article 8 of the Constitution of the State of Delaware, in relation to Capitation Tax.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House agreeing thereto):

Section 1. That Section 5 of Article 8 of the Constitution of the State of Delaware be amended by striking out all of said Section 5 of Article 8, and inserting in lieu thereof the following: Section 5,
Article 8
Amended

Section 5. The General Assembly shall provide for levying and collecting a capitation tax from every citizen of the State of the age of Twenty-one years or upwards; but such tax to be collected in any County shall be uniform throughout that County, and such capitation tax shall be used exclusively in the County in which it is collected." Capitation tax
uniform
throughout
County

AND WHEREAS, the said proposed Amendment was agreed to by two-thirds of all the members elected to each House in the said Ninety-eighth Session of the General Assembly;

AND WHEREAS, the said proposed Amendment was published by the Secretary of State three months before the then next General Election, to wit, the General Election of 1922, in three newspapers in each County in the State of Delaware:

AMENDMENT TO CONSTITUTION

Now Therefore, be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House of the General Assembly agreeing thereto):

Section 1. That the said proposed Amendment be and it is hereby agreed to and adopted and that the same shall forthwith become and be a part of the Constitution.

Approved March 12, A. D. 1923.

CHAPTER 3

AMENDMENT TO CONSTITUTION

AN ACT agreeing to the proposed amendment to Article 15 of the Constitution of the State of Delaware providing that no citizen of the State of Delaware shall be disqualified to hold and enjoy any office, or public trust, under the laws of this state by reason of sex.

WHEREAS, an Amendment to the Constitution of the State of Delaware was proposed in the Senate in the Ninety-eighth Session of the General Assembly as follows:

"AN ACT *proposing* an Amendment to Article 15 of the Constitution of the State of Delaware, and providing that no citizen of the State of Delaware shall be disqualified to hold and enjoy any office, or public trust, under the laws of this State, by reason of sex.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House concurring therein):

Section 1. That Article 15 of the Constitution of the State of Delaware be and the same is hereby amended by adding immediately after Section 9 thereof the following new Section to be known as Section 10:

Section 10. No citizen of the State of Delaware shall be disqualified to hold and enjoy any office, or public trust, under the laws of this State, by reason of sex."

AND WHEREAS, the said proposed Amendment was agreed to by two-thirds of all the members elected to each House in the said Ninety-eighth Session of the General Assembly;

AND WHEREAS, the said proposed Amendment was published by the Secretary of State three months before the then

AMENDMENT TO CONSTITUTION

next General Election, to wit, the General Election of 1922, in three newspapers in each County in the State of Delaware;

Now Therefore, be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (two-thirds of all the members elected to each House of the General Assembly agreeing thereto):

Section 1. That the said proposed Amendment be and it is hereby agreed to and adopted and that the same shall forthwith become and be a part of the Constitution.

Approved January 15, A. D. 1923.

TITLE THREE

State Revenue and Supplies

CHAPTER 4

STATE REVENUE MOTOR VEHICLES

AN ACT to amend Chapter 6, of the Revised Code of the State of Delaware as amended by Chapter 26, Volume 30, laws of Delaware, in relation to fees to be paid for the registration of motor vehicles.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That Chapter 6 of the Revised Code of the State of Delaware as amended by Chapter 26, Volume 30, Laws of Delaware, be and the same is hereby amended by repealing 234A, Section 197A and inserting in lieu thereof a new section to be styled 234A, Section 197A, as follows:

234A, Section 197A. All vehicles trailing after or propelled by motor vehicles shall be considered motor vehicles, and shall be subject to all the provisions of this Chapter, provided, however, that the Secretary of State shall furnish a special tag to be used upon such vehicles, which tag shall contain, in addition to what is now required by law, the letter "T," and shall be affixed to the rear of the trailer, if drawn, and to the front of the trailer, if propelled; and provided further, that a double registration fee shall be charged for all trailers equipped with metal tires where the combined gross weight of any such trailer and the maximum load capacity

234A, Sec.
197A, Chap. 6,
Revised Code
Amended

Motor Vehicle
Trailers,
Registration of

Fee

MOTOR VEHICLES

Capacity

thereof shall exceed fifteen hundred pounds and provided further, that no trailer of more than five tons capacity shall be registered or used on any public highway of this State.

Approved April 28, A. D. 1923.